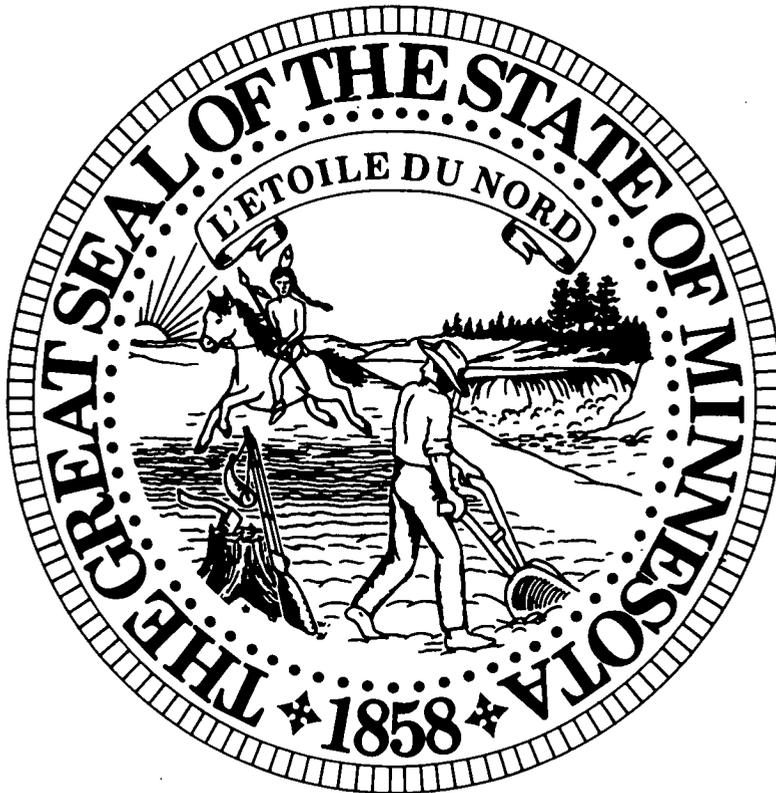


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The Minnesota
**State
Register**

Department of Administration—Print Communications Division



Rules edition
Published every Monday
(Tuesday if Monday is a holiday)

Monday 4 May 1992

Volume 16, Number 45

Pages 2389-2432

State Register

Judicial Notice Shall Be Taken of Material Published in the *State Register*

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, state and non-state contracts, contract awards, grants, a monthly calendar of cases to be heard by the state supreme court, and announcements.

A *Contracts Supplement* is published every Thursday and contains additional state contracts and advertised bids, and the most complete source of state contract awards available in one source.

Printing Schedule and Submission Deadlines

Vol. 16 Issue Number	*Submission deadline for Adopted and Proposed Rules, Commissioners' Orders**	*Submission deadline for Executive Orders, Contracts, and Official Notices**	Issue Date
45	Monday 20 April	Monday 27 April	Monday 4 May
46	Monday 27 April	Monday 4 May	Monday 11 May
47	Monday 4 May	Monday 11 May	Monday 18 May
48	Monday 11 May	Monday 18 May	Tuesday 26 May

*Deadline extensions may be possible at the editor's discretion; however, none will be made beyond the second Wednesday (12 calendar days) preceding the issue date for rules, proposed rules and executive orders, or beyond the Wednesday (5 calendar days) preceding the issue date for official notices. Requests for deadline extensions should be made only in valid emergency situations.

**Notices of public hearings on proposed rules and notices of intent to adopt rules without a public hearing are published in the Proposed Rules section and must be submitted two weeks prior to the issue date.

Instructions for submission of documents may be obtained from the *State Register* editorial offices, 504 Rice Street, St. Paul, Minnesota 55103, (612) 296-0929.

The *State Register* is published every Monday (Tuesday when Monday is a holiday) by the State of Minnesota, Department of Administration, Print Communications Division, 117 University Avenue, St. Paul, Minnesota 55155, pursuant to *Minnesota Statutes* § 14.46. A *State Register Contracts Supplement* is published every Thursday. The Monday edition is the vehicle for conveying all information about state agency rulemaking, including official notices; hearing notices; proposed, adopted and emergency rules. It also contains executive orders of the governor; commissioners' orders; state contracts and advertised bids; professional, technical and consulting contracts; non-state public contracts; state grants; decisions of the supreme court; a monthly calendar of scheduled cases before the supreme court; and other announcements. The Thursday edition contains additional state contracts and advertised bids, and the most complete listing of contract awards available in one source.

In accordance with expressed legislative intent that the *State Register* be self-supporting, the following subscription rates have been established: the Monday edition costs \$140.00 per year and includes an index issue published in August (single issues are available at the address listed above for \$3.50 per copy); the combined Monday and Thursday editions cost \$195.00 (subscriptions are not available for just the *Contracts Supplement*); trial subscriptions are available for \$60.00, include both the Monday and Thursday edition, last for 13 weeks, and may be converted to a full subscription anytime by making up the price difference. No refunds will be made in the event of subscription cancellation.

Both editions are delivered postpaid to points in the United States, second class postage paid for the Monday edition at St. Paul, MN, first class for the Thursday edition. Publication Number 326630 (ISSN 0146-7751).

Subscribers who do not receive a copy of an issue should notify the *State Register* circulation manager immediately at (612) 296-0931. Copies of back issues may not be available more than two weeks after publication.

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Session Summary—Summarizes all bills that both the Minnesota House of Representatives and Minnesota Senate passed during their regular and special sessions.

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Room 175 State Office Building, St. Paul, MN 55155
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The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 75 state agencies have the authority to issue rules. Each agency is assigned specific *Minnesota Rule* chapter numbers. Every odd-numbered year the *Minnesota Rules* are published. This is a ten-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Proposed and adopted emergency rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

If an agency seeks outside opinion before issuing new rules or rule amendments, it must publish a NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION in the *Official Notices* section of the *State Register*. When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety in the *State Register*, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the *Minnesota Guidebook to State Agency Services*.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-26; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August. For copies of the *State Register*, a subscription, the annual index, the *Minnesota Rules* or the *Minnesota Guidebook to State Agency Services*, contact the Print Communications Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-9747.

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Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Proposed Rules

Pursuant to Minn. Stat. §§ 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless 25 or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules; and
4. that the rule may be modified if the modifications are supported by the data and views submitted.

If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

Pursuant to Minn. Stat. §§ 14.29 and 14.30, agencies may propose emergency rules under certain circumstances. Proposed emergency rules are published in the *State Register* and, for at least 25 days thereafter, interested persons may submit data and views in writing to the proposing agency.

Pollution Control Agency

Proposed Permanent Rules Relating to Air Emission Permit Fees

Notice of Intent to Adopt Rules Without a Public Hearing, Notice of Intent to Adopt Rules With a Public Hearing if 25 or more Persons Request a Hearing, and Notice of Intent to Cancel Hearing if Fewer Than 25 Persons Request a Hearing

I. Explanation of Alternative Notices

The Minnesota Pollution Control Agency (MPCA) is hereby giving notice of its intent to adopt rules relating to: Permits, *Minnesota Rules* parts 7001.0140 and 7001.0180; Air Emission Fees, *Minnesota Rules* parts 7002.0005 to 7002.0095; Air Quality Report Rule, *Minnesota Rules* part 7005.1870; Air Quality General Definitions, *Minnesota Rules* part 7005.0100; Emission Inventory, *Minnesota Rules* part 7005.1875 and Calculation of Actual Emissions for The Emission Inventory, *Minnesota Rules* part 7005.1876, without a public hearing. The MPCA's statutory authority to adopt the rules is set forth in *Minnesota Statutes*, § 116.07, subd. 4d (1990). If fewer than 25 persons request a public hearing on the proposed rules, the rules would be adopted without a public hearing under the noncontroversial rulemaking procedure, *Minnesota Statutes*, §§ 14.22 to 14.28 (1990). If 25 or more persons request a public hearing on the proposed rules, the rules would be adopted after a public hearing, according to the procedures set forth in *Minnesota Statutes*, §§ 14.131 to 14.20 (1990). Therefore, in order to expedite the rulemaking process should 25 or more persons request a hearing, the MPCA is simultaneously giving notice of a hearing on the proposed rules. Unless at least 25 persons request that the hearing be held, the hearing will be canceled.

II. Notice of Intent to Adopt a Rule Without a Public Hearing

Notice is hereby given that the MPCA proposes to adopt the above-captioned rules without a public hearing following the procedures set forth in the Administrative Procedure Act in *Minnesota Statutes*, §§ 14.22 to 14.28 (1990). The MPCA's authority to adopt the rules is set forth in *Minnesota Statutes*, § 116.07 subd. 4d (1990).

The proposed rules follow this notice. Interested persons have until 4:30 p.m., on June 3, 1992, to submit comments in support of, or in opposition to, the proposed rules or any part or subpart thereof. Comment is encouraged. Each comment should identify the portion of the proposed rules addressed, the reason for comment, and any change proposed.

Any person may make a written request for a public hearing on the proposed rules within the 30-day comment period. If 25 or more persons submit written requests for a public hearing within the 30-day comment period, a public hearing will be held on the date scheduled and in accordance with the notice of hearing given in part III of this notice, unless a sufficient number withdraw their requests in writing. Requests for a public hearing must be received by the MPCA by 4:30 p.m., June 3, 1992. Any person requesting a hearing should state his or her name, address, and telephone number, and is encouraged to identify the portion of the proposed rules addressed, the reason for the request, and any changes proposed. If a public hearing is required, the MPCA will proceed pursuant to *Minnesota Statutes* §§ 14.131 to 14.20 (1990). To verify whether a hearing will be held, please call Norma Florell of the MPCA staff, between June 3, 1992, and June 5, 1992, at (612) 296-7712.

Comments or written requests for a public hearing must be submitted to:

Norma L. Florell
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155
(612) 296-7712

The proposed rules may be modified if the modifications are supported by the data and views submitted to the MPCA and do not result in a substantial change in the proposed rules as noticed.

The proposed rules will assess emission fees based on the tons emitted of sulfur dioxide (SO₂), nitrogen oxides (NO_x), particulate matter with an aerodynamic diameter of less than ten microns (PM₁₀), lead or any volatile organic compound (VOC). Fees will also be assessed for new facility permits, and for application review and permit issuance associated with an indirect source permit (ISP). The annual emission fees, new permit fees, and ISP fees will be used to pay for direct and indirect costs required to develop and administer the Air Quality Division program requirements. The MPCA is also proposing to amend portions of the MPCA Permits Rule, *Minnesota Rules* parts 7001.0140 and 7001.0180; Reports, *Minnesota Rules* part 7005.1870; General Definitions, *Minnesota Rules* part 7005.0100 and to create two new parts, *Minnesota Rules* parts 7005.1875 Emission Inventory and 7005.1876 Calculation of Actual Emissions for the Emission Inventory. These modifications are to expand the existing inventory provisions to cover all the pollutants for which fees will be charged and provide additional emissions calculation options, to extend MPCA permit revocation authority to nonpayment of emission fees, and to provide consistency with the language in the proposed emission fees rule. The proposed rules are published below. One free copy of the rules is available upon request from Norma Florell at the address and telephone number listed.

A STATEMENT OF NEED AND REASONABLENESS has been prepared and may be obtained from the MPCA by contacting Norma Florell at the address and telephone number listed. The statement of need and reasonableness is also available for review at the Office of Administrative Hearings and may be obtained at the cost of reproduction. This document describes the need for and reasonableness of each part of the rules, identifies the information relied upon to support the proposed rules, and includes a summary of the evidence and argument which the MPCA anticipates presenting at the hearing, if one is held. The Aerometric and Emissions Reporting System (AEROS) Manual Series, Volume 5: and Aerometric Information Retrieval System (AIRS) Facility Subsystem Source Classification Codes Emission Factor Listing for Criteria Air Pollutants, referenced by the MPCA in the statement of need and reasonableness are available through the Minitex interlibrary loan system.

The **STATEMENT OF NEED AND REASONABLENESS** also addresses small business considerations in rulemaking, as required by *Minnesota Statutes*, § 14.115 (1990). "Small business" means a business entity, including farming and other agricultural operations and its affiliates, that (a) is independently owned and operated, (b) is not dominant in its field, and (c) employs fewer than 50 full-time employees or has gross annual sales of less than \$4,000,000. *Minnesota Statutes*, 14.115, subd. 1 (1990).

The proposed rules may affect small businesses as defined in *Minnesota Statutes* § 14.115 (1990). In determining the affect of the proposed rules on small businesses, the MPCA considered the methods listed in *Minnesota Statutes* § 14.115, subd. 2 (1990) for reducing the impact of the rule on small businesses.

The requirement to collect additional fees to fund the air quality program has been mandated by the legislature, and it is the legislature that will ultimately set the air quality fee appropriation each biennium. The MPCA does not have the flexibility to adjust the total amount of fees to be collected. The MPCA does have the flexibility to determine how these fees will be distributed. In making decisions concerning the distribution of the fees, the MPCA has considered small business concerns.

The rule establishes emission fees directly proportional to air emissions. Since most small businesses are minor sources of air pollution, the fees they will pay will be considerably less than the fees for larger facilities.

The MPCA is required by *Minnesota Statutes* § 14.11, subd. 2 (1990) to consider the impacts of the proposed rules on agricultural lands. The MPCA believes that the proposed rules will not have any impact on agricultural lands because the rules do not generally affect agricultural enterprises.

The proposed rules will impact local public bodies. *Minnesota Statutes* § 14.11, subd. 1 (1990) requires the MPCA to provide a written statement giving the MPCA's reasonable estimate of the total cost to all public bodies in the state to implement the rule for the two years immediately following adoption of the rule if the estimated cost exceeds \$100,000 in either of the two years. "Local public bodies" means officers and governing bodies of political subdivisions of the state and other officers and governing bodies of less than statewide jurisdiction which have the authority to levy taxes.

This rule will become effective in fiscal year 1993. Although the fiscal year 1993 fees will be based on calendar 1991 emissions, the MPCA used 1990 emissions data, for which it has an early estimate, as an indicator of what the 1991 emissions may be. For fiscal year 1994, the MPCA does not have an indication of the total tons in the inventory, nor does the MPCA know what the fee collection target will be, therefore making it impossible to accurately estimate the total fees to be assessed. However, the MPCA is not aware of any upcoming changes that would make the fee burden on local public bodies substantially different between fiscal years 1993 and 1994.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Proposed Rules

The MPCA estimates the total emissions in the 1990 emission inventory for the pollutants to which the fee rule applies (PM-10, SO₂, NO_x, VOC and lead) is 461,303 tons. The MPCA estimates a fee collection target for fiscal year 1993 of \$5,347,650, which results in a dollar per ton figure of \$11.59. The estimated total fee pollutants emitted by local public facilities is 15,950 tons, making a total expenditure for local public bodies in fiscal year 1993 approximately \$184,860.

If a hearing is not required for the adoption of the proposed rules, the proposed rules and supporting documents will be delivered to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Any person who wishes to be notified of this submission to the Attorney General, or who wishes to receive a copy of the adopted rules, must submit a written request to Norma Florell at the address listed.

III. Notice of Intent to Adopt a Rule With a Public Hearing If 25 or More Persons Request a Hearing.

Please Note That if 25 or More Persons Submit Written Requests for a Public Hearing With RESPECT to the Above-Captioned Rules Within the 30-Day Comment Period Pursuant to the Notice Given in Part II, a Hearing Will be Held on June 18, 1992, in Accordance With the Following Notice of Public Hearing.

NOTICE IS HEREBY GIVEN that a public hearing in the above-captioned matter will be held pursuant to *Minnesota Statutes*, §§ 14.131 to 14.20 (1990), on June 18, 1992, in the boardroom of the MPCA, 520 Lafayette Road, St. Paul, Minnesota, commencing at 9:00 a.m. Additional days may be scheduled as needed. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements or briefs may be submitted without appearing at the hearing.

NOTICE IS HEREBY GIVEN THAT A STATEMENT OF NEED AND REASONABLENESS is available for review at the MPCA and at the Office of Administrative Hearings. The statement of need and reasonableness includes a summary of all the evidence and arguments which the MPCA anticipates presenting at the hearing justifying both the need for and the reasonableness of the proposed rules. Copies of the statement of need and reasonableness may be reviewed at the MPCA or the Office of Administrative hearings and copies may be obtained from the Office of Administrative Hearings at the cost of reproduction.

This matter will be heard before Administrative Law Judge Allan Kline, from the Office of Administrative Hearings, 500 Flour Exchange Building, 310 South Fourth Avenue, Minneapolis, Minnesota 55415, (612) 341-7611. The rule hearing procedure is governed by *Minnesota Statutes*, §§ 14.131 to 14.20 (1990) and by 1400.0200 to 1400.1200 (1991). Questions concerning the rule hearing procedure should be directed to the Administrative Law Judge at the address and telephone number stated above.

Any person may present his or her view on the proposed rules in one or more of the following ways: by submitting written data to the Administrative Law Judge at any time before the close of the hearing; by submitting oral or written data at the hearing; and by submitting written data to the Administrative Law Judge during the comment period following the hearing. The comment period will be not less than five working days after the public hearing ends. The comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. The written material received during the comment period shall be available for review at the Office of Administrative Hearings. Within three business days after the expiration of the comment period, the MPCA and interested persons may respond in writing to any new information received during the comment period. No additional evidence may be submitted during the three-day period. Any written comments or responses submitted must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the final day of the respective comment and response period. The MPCA requests that any person submitting written views or data to the Administrative Law Judge prior to the hearing or during the comment period also submit a copy of the written data to Norma Florell at the address listed.

The proposed rules may be modified if the data and views received during the hearing process warrant modification and the modification does not result in a substantial change in the proposed rules as noticed. Those who are potentially affected by the substance of the proposed rules are therefore advised and encouraged to participate in the process.

NOTICE: Any person may request notification of the date on which the Administrative Law Judge's report will be available, after which date the MPCA may not take any final action on the rule for a period of five working days. If you desire to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the Administrative Law Judge. Any person may request notification of the dates on which the rules were adopted and filed with the Secretary of State. The notice must be mailed on the same day that the rules are filed. If you want to be so notified, you may so indicate at the hearing or send a request in writing to the MPCA at any time prior to the filing of the rules with the Secretary of State.

Please be advised that *Minnesota Statutes* ch. 10A requires each lobbyist to register with the State Ethical Practice Board. Questions should be addressed directly to the State Ethical Practice Board at 1st Floor Centennial Office Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (612) 296-5148.

The MPCA has submitted a copy of this notice, and the proposed rule, and the Statement of Need and Reasonableness to the chairs of the House Appropriations Committee and the Senate Finance Committee prior to publishing this notice in the *State Register*.

IV. Notice of Intent to Cancel Hearing if Fewer Than 25 Persons Request a Hearing.

Please Note That the Hearing, Notice of Which is Given in Part III, Will Be Canceled if Fewer Than 25 Persons Request a Hearing in Response to the Notice Given in Part II.

Charles W. Williams
Commissioner

Rules as Proposed

AIR QUALITY EMISSION PERMIT FEES

7001.0140 FINAL DETERMINATION.

[For text of subpart 1, see M.R.]

Subp. 2. Agency findings. The following findings by the agency constitute justification for the agency to refuse to issue a new or modified permit, to refuse permit reissuance, or to revoke a permit without reissuance:

[For text of items A to E, see M.R.]

F that with respect to the facility or activity to be permitted, the proposed permittee has not complied with any requirement under chapter 7002 or 7046 to pay permit fees or emission fees; or

[For text of item G, see M.R.]

[For text of subp 3, see M.R.]

7001.0180 JUSTIFICATION TO COMMENCE REVOCATION WITHOUT REISSUANCE OF PERMIT.

The following constitute justification for the commissioner to commence proceedings to revoke a permit without reissuance:

[For text of items A to C, see M.R.]

D. the permittee has failed to comply with any requirement under chapter 7002 or 7046 to pay permit fees or emission fees; or

[For text of item E, see M.R.]

7002.0005 SCOPE.

Parts 7002.0005 to 7002.0085 apply to all persons required to obtain an air emission permit or an indirect source permit from the Minnesota Pollution Control Agency under parts 7001.1200 to 7001.1350 or under Title V of the federal Clean Air Act Amendments of 1990, Public Law Number 101-549, Statutes at Large, volume 104, pages 2399 et seq.

7002.0015 DEFINITIONS.

Subpart 1. Scope. For the purposes of parts 7002.0005 to 7002.0085, the terms defined in this part have the meanings given them. The definitions in parts 7001.0010, 7001.1260, and 7005.0010 to 7005.3060 apply unless the terms are defined in this part.

Subp. 2. Affected facility. "Affected facility" means any facility for which the owner or operator of the facility must obtain an air emission permit under parts 7001.1200 to 7001.1220 or under Title V of the federal Clean Air Act Amendments of 1990, Public Law Number 101-549, Statutes at Large, volume 104, pages 2399 et seq.

Subp. 3. Emission inventory. "Emission inventory" means the inventory of actual emissions required under part 7005.1875.

Subp. 4. Regulated pollutant. "Regulated pollutant" means the following:

A. Nitrogen oxides (NO_x) or any volatile organic compound.

B. Any pollutant for which a national ambient air quality standard has been promulgated, except carbon monoxide.

7002.0025 ANNUAL EMISSION FEE RATES.

Subpart 1. Calculation of fee. Operators of affected facilities shall pay an annual emission fee for each ton of a regulated pollutant emitted to the air by the facility. The fee shall be based on the actual emission tonnages as established in the most recent available emission inventory. The fees shall be \$X for each ton of any regulated pollutant. The value of "X" is as determined in part 7002.0045.

Subp. 2. New facilities. New emission facilities that have been issued a permit, but have not yet been required to submit emissions data, shall pay a fee of \$770.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. Strike outs indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. Strike outs indicate deletions from proposed rule language.

Proposed Rules

Subp. 3. Estimated potential to emit. If an emission facility fails to submit actual emissions data as required by part 7005.1870, subpart 4, or 7005.1875, whichever is in effect when the inventory is due, the annual emission fee for that facility shall be based on the estimated potential-to-emit of that facility, as defined in part 7005.0100, subpart 35a.

7002.0035 AIR QUALITY ANNUAL FEE TARGET.

The annual fee target shall be set as described in items A, B, and C.

A. For fiscal year 1993, the unadjusted fee target shall be \$5,093,000.

B. For fiscal year 1994 and thereafter, the unadjusted fee target shall be the greater of the following:

(1) the sum of:

(a) the amount directly appropriated to the Air Quality Division from the environmental fund for that fiscal year; and

(b) the Air Quality Division's portion of the appropriation from the environmental fund to the agency's general support program, as determined by using the indirect cost allocation plan approved by the Minnesota Department of Finance under Minnesota Statutes, section 16A.127, subdivision 4; or

(2) the amount calculated by multiplying \$25 per ton, adjusted for inflation since 1989, times the number of tons of each regulated pollutant listed in the most recent available emission inventory. A maximum of 4,000 tons per pollutant per facility shall be used for this calculation. The adjustment for inflation shall be in accordance with the adjustment described by the United States Environmental Protection Agency in rules adopted under title V of the federal Clean Air Act Amendments of 1990, Public Law Number 101-549, Statutes at Large, volume 104, pages 2399, et seq.

C. The amounts described in items A and B must be adjusted as follows:

(1) if the agency failed to collect its fee target the previous year, after making reasonable efforts to do so, the shortfall must be added to the next year's fee target;

(2) if the agency collected more than its fee target the previous year, the excess must be subtracted from the next year's fee target; and

(3) for any year, the commissioner may increase the fee target by up to five percent to reflect the anticipated fee nonpayment rate. This increase must not be considered for purposes of calculating a deficit or surplus under subitems (1) and (2).

7002.0045 COMPUTATION OF THE DOLLAR PER TON FIGURE.

The dollar per ton figure "X" used in part 7002.0025 shall be computed as follows:

$$X = (F - I - P) / T$$

where:

X = Dollars per ton.

F = Total annual fee target, as determined in this part.

I = Total amount to be billed as indirect source permit fees for the previous calendar year, part 7002.0055.

P = Total amount to be billed as new permit fees for the previous calendar year, part 7002.0025, subpart 2.

T = Total number of tons of all regulated pollutants listed in the most recent annual emissions inventory.

7002.0055 INDIRECT SOURCE PERMIT FEES.

Subpart 1. Schedule. A person who applies for a permit to construct, modify, or reconstruct an indirect source as defined in part 7001.1260, subpart 5, shall be assessed fees according to the following schedule:

<u>Basic charges</u>	<u>Fee</u>
<u>New permit application</u>	<u>\$1,605</u>
<u>Permit modification application</u>	<u>\$1,205</u>
<u>Surcharges</u>	
<u>Involves 5,000 or more parking spaces or 700,000 or more square feet</u>	<u>\$2,005</u>
<u>Noise variance applied for</u>	<u>\$3,265</u>
<u>On-site contamination affects facility</u>	
<u>Requires binding commitments for new roadway improvements</u>	<u>\$800</u>
<u>Requires involvement of more than one governmental unit or roadway authority</u>	<u>\$1,205</u>
	<u>\$400</u>

<u>Basic charges</u>	<u>Fee</u>
<u>Involves more than one applicant, except governmental coapplicants acting in regulatory capacity</u>	<u>\$2,005</u>
<u>Permit application formally amended during application review process to change size of scope of project</u>	<u>\$1,205</u>
<u>Contains an entertainment or sports facility with a peak attendance level of 10,000 or more people or 10,000 or more parking spaces</u>	<u>\$1,605</u>
<u>Involves a change in ownership except from single owner to single owner</u>	<u>\$1,205</u>

Subp. 2. Fees nonrefundable. The fees in subpart 1 shall be determined by the division manager upon application for an indirect source permit, or when it becomes apparent that a surcharge shall apply. A bill for the amount due shall be sent after January 1 of the following calendar year. Fees paid under this part are nonrefundable, regardless of whether a permit is eventually issued.

7002.0065 PAYMENT OF FEES.

A person submitting the fee shall make it payable to the Minnesota Pollution Control Agency, and shall submit it to the division manager. The fee shall be paid within 60 days of receipt of an invoice from the division manager.

7002.0075 NOTIFICATION OF ERROR.

A person who thinks that the assessed fee is in error shall provide a written explanation of the person's position to the commissioner along with the assessed fee. The commissioner shall, within 60 days of the receipt of the person's written explanation, either provide a written explanation of why the fee was not in error and shall not be refunded, or, if the commissioner finds that the assessed fee was in error, the overpayment shall be refunded to the person or credited to the person's account.

7002.0085 LATE PAYMENT FEE.

An owner or operator of an affected facility shall pay a late payment fee of 20 percent of the payment due for failure to make payment within 30 days of the payment due date, and shall pay an additional ten percent of the original payment due for each 30-day period or portion thereof that the payment is late.

7002.0095 EFFECTIVE DATE.

Parts 7002.0005 to 7002.0085 are effective July 1, 1992.

7005.0100 DEFINITIONS.

[For text of subps 1 to 8a, see M.R.]

Subp. 9a. Division manager. "Division manager" means the division manager of the Air Quality Division of the Minnesota Pollution Control Agency.

[For text of subps 10 and 10b, see M.R.]

Subp. 10c. EPA efficiency factor. "EPA efficiency factor" means the control efficiency listed in the Aerometric and Emissions Reporting System (AEROS) Manual Series, Volume 5: AEROS Manual of Codes, EPA-450/2-76-005, United States Environmental Protection Agency, Office of Air and Waste Management, Office of Air Quality Planning and Standards, Research Triangle Park, North Carolina 27711, April 1976, which is incorporated by reference and is available through the Minitex interlibrary loan system.

Subp. 10d. EPA emission factor. "EPA emission factor" means the emission factor listed in AIRS Facility Subsystem Source Classification Codes and Emission Factor Listing for Criteria Air Pollutants, EPA 450/4-90-003, United States Environmental Protection Agency, Office of Air and Waste Management, Office of Air Quality Planning and Standards, Research Triangle Park, North Carolina 27711, March 1990, which is incorporated by reference and is available at the state law library and through the Minitex interlibrary loan system.

[For text of subps 11 to 30, see M.R.]

Subp. 30a. PM-10. "PM-10" means particulate matter with an aerodynamic diameter less than or equal to a nominal ten micrometers.

[For text of subps 31 to 42c, see M.R.]

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Proposed Rules

Subp. 45. Volatile organic compound (VOC). "Volatile organic compound (VOC)" means any organic compound which participates in atmospheric photochemical reactions. This includes any organic compound other than the following compounds:

- A. methane;
- B. ethane;
- C. 1,1,1-trichloroethane (methyl chloroform);
- D. trichlorotrifluoroethane (CFC-113);
- E. methylene chloride;
- F. trichlorofluoromethane (CFC-11);
- G. dichlorodifluoromethane (CFC-12);
- H. chlorodifluoromethane (CFC-22);
- I. trifluoromethane (FC-23);
- J. dichlorotetrafluoroethane (CFC-114);
- K. chloropentafluoroethane (CFC-115);
- L. dichlorotrifluoroethane (HCFC-129);
- M. tetrafluoroethane (HFC-134a);
- N. dichlorofluoroethane (HCFC-141b);
- O. chlorodifluoroethane (HCFC-142b);
- P. 2-chloro-1,1,1,2-tetrafluoroethane (HCFC-124);
- Q. pentafluoroethane (HFC-125);
- R. 1,1,2,2-tetrafluoroethane (HFC-134);
- S. 1,1,1-trifluoroethane (HFC-143a);
- T. 1,1-difluoroethane (HFC-152a);

U. any other compound listed in table 1, as amended, of the United States Environmental Protection Agency's Recommended Policy on Control of Volatile Organic Compounds, Federal Register, volume 42, page 35314, July 8, 1977; or

V. any other compound determined by the United States Environmental Protection Agency to be negligibly photochemically reactive, upon publication of the determination in the Federal Register.

7005.1875 EMISSION INVENTORY.

Subpart 1. Owners or operators. All owners or operators of affected facilities, as defined in part 7002.0015, subpart 2, shall submit an annual emission inventory report to the agency, in a format specified by the commissioner, relating to carbon monoxide and all regulated pollutants as defined in part 7002.0015, subpart 4. The report shall be submitted on or before April 1 of the year following the year being reported. A person who signs the report shall make the following certification:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision by qualified personnel. The information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I understand that the data provided in this document will be used by the MPCA to calculate a fee, which the facility will be required to pay under Minnesota Rules, part 7002.0025, based on the tons of pollution emitted by the facility."

Subp. 2. Owner or operator error in reporting data. If an owner or operator discovers an error in the data after having submitted it to the agency, the owner or operator shall submit corrected data, with a written explanation of the mistake and why it occurred. If the commissioner agrees that the correction is appropriate, the commissioner shall correct the data in the inventory. However, for purposes of assessing the emission fee under part 7002.0025, the commissioner shall not recognize any correction submitted by an owner or operator which would result in a reduction of tons emitted if the correction is submitted after November 31 of the year the inventory is due.

7005.1876 CALCULATION OF ACTUAL EMISSIONS FOR EMISSION INVENTORY.

Subpart 1. Method.

A. Except as provided in item B, all calculations of actual emissions required under part 7005.1875 shall be based on the operating data supplied in the emission inventory, multiplied by an emission factor. The emission factor used in this calculation shall be an EPA emission factor or, where no EPA emission factor is available, an emission factor generated by the agency. An emission

factor generated by the agency shall be calculated using engineering methods consistent with the methods used by the EPA to calculate EPA emission factors. Control equipment efficiency shall be based on the average of the range of EPA efficiency factors or shall be based on the efficiency verified by a performance test conducted according to part 7005.1860, provided the performance test took place in the year for which emissions are being calculated.

B. The alternative method described in subpart 2 shall be used by the affected facility to calculate actual emissions in its emissions inventory instead of the method described in item A if data as described in subpart 2 is available for the facility. The alternative methods described in subparts 3, 4, and 5 may be used by the facility without advance notification to the division manager. The method described in subpart 6 may be used, provided that the proposal is submitted to the division manager by October 1 of the year for which the emissions are being calculated, beginning in 1993. The commissioner shall reject data submitted using the methods described in subparts 2 to 5 if the conditions set forth for the method are not fully met.

Subp. 2. Continuous emission monitor (CEM) data. If an affected facility has collected emissions data through use of a continuous emission monitor (CEM), the facility shall report that data to the agency in its emission inventory. The requirements in items A to C must be met.

A. The CEM operation must have been in compliance with all of the requirements of parts 7005.1850, 7005.1870, and 7005.1880; any other applicable state or federal laws pertaining to CEM operation; and all applicable air emission permit conditions.

B. The total operating time of the applicable emission unit and the total operating time of the CEM must be included in the report.

C. An explanation of how the emissions were calculated based on the CEM data must be included in the report. For CEM downtime, this calculation must apply EPA emission factors, stack test data as specified in subpart 3, a permit emission limit, or the method of reporting CEM downtime specified by the United States Environmental Protection Agency in rules adopted under section 412 of the federal Clean Air Act Amendments of 1990, Public Law Number 101-549, Statutes at Large, volume 104. This method may be used by any facility with a CEM, regardless of whether federal regulations require them to use it.

Subp. 3. Stack test data. Emission factors from stack tests may be used for the calculation of emissions, provided that the following conditions are met:

A. all the requirements of part 7005.1860, all other applicable state and federal laws, and all applicable air emission permit conditions relating to stack testing have been complied with; and

B. the test was performed during the calendar year for which the emissions are being calculated.

Subp. 4. Volatile organic compound (VOC) material balance. A material balance method may be used to calculate VOC emissions. A person using material balance to calculate VOC emissions shall determine the total VOC emissions (E) as follows:

$$E = (a - b - c) * (1 - d)$$

where:

a = the amount of VOC entering the process. A signed statement from the supplier separate from the material safety data sheet must be submitted stating the maximum amount of VOC in any material that was used in the process.

b = the amount of VOC incorporated permanently into the product. This includes VOC's chemically transformed in production. It does not include latent VOC remaining in the product that will at some time be released to the atmosphere. An explanation of this calculation must also be submitted.

c = the amount of VOC, if any, leaving the process as waste, or otherwise not incorporated into the product and not emitted to the air.

d = the overall efficiency, or the product of capture efficiency and control efficiency, of any device used to capture and/or control VOC emissions, expressed as a decimal fraction of 1.00. This overall efficiency shall be based on the average of the range of EPA efficiency factors, or shall be based on the overall efficiency verified by a performance test conducted according to part 7005.1860, provided that the performance test took place in the year for which emissions are being calculated.

Subp. 5. SO₂ material balance. A person may determine sulfur dioxide emissions by measuring the sulfur content of the fuel and assuming that all of the sulfur in the fuel is oxidized to sulfur dioxide. The sulfur content of each batch of fuel received must be measured by an independent laboratory using American Society of Testing and Materials (ASTM) methods. The sulfur dioxide emissions shall be determined by using the following equation: $SO_2 = \%S/100 \times F/2000 \times 2$.

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Proposed Rules

where:

SO₂ = Sulfur dioxide emissions from a batch of fuel.

%S = Weight percent sulfur in the fuel being burned.

F = Amount of fuel burned by weight in pounds.

2000 = Pounds per ton.

2 or 64/32 = Pounds of sulfur dioxide per pound of sulfur in one pound-mole.

The total sulfur dioxide emissions for the year shall be the sum total of the individual batch totals.

Subp. 6. Facility proposal. If none of the alternative methods in subparts 2 to 5 would give an accurate representation of the facility's actual emissions, or none of the methods listed is technically or economically feasible, the affected facility may propose an alternative method for calculating the emissions. The proposal shall include:

A. an explanation of why none of the alternative methods in subparts 2 to 5 give an accurate representation of emissions, or why the methods are not technically or economically feasible;

B. a detailed description of the proposed method; and

C. a comparison of the accuracy of the proposed method with the alternatives in subparts 2 to 5.

The proposal shall be submitted to the commissioner by October 1 of the year for which the emissions are being calculated, beginning in 1993. The commissioner shall accept the affected facility's proposal if the commissioner finds that the proposal is equally or more representative of the facility's emissions than alternatives in subparts 2 to 5, excluding the technically or economically infeasible alternatives. If the commissioner rejects the proposal, the commissioner shall do so by February 1 of the year the inventory is due.

REPEALER. Minnesota Rules, parts 7002.0010, 7002.0020, 7002.0030, 7002.0040, 7002.0050, 7002.0060, 7002.0070, 7002.0080, 7002.0090, 7002.0100, 7002.0110, and 7005.1870, subpart 4, are repealed.

Department of Public Safety

Proposed Permanent Rules Relating to Furniture Flammability

Notice of Intent to Adopt Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the State Fire Marshal intends to adopt the above-entitled rules without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes*, sections 14.22 to 14.28. The statutory authority to adopt the proposed rules is *Minnesota Statutes*, section 299F.844.

All persons have 30 days, until 4:30 p.m., June 3, 1992, in which to submit comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Comment is encouraged. Each comment should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rules within the 30-day comment period. Any requests or comments must be received by the State Fire Marshal no later than 4:30 p.m. on the final day of the comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing must include his or her name and address, and is encouraged to identify the portion of the proposed rules addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to *Minnesota Statutes*, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to: Patrick Sheehan, State Fire Marshal Division, 450 North Syndicate Street #285, St. Paul, Minnesota 55104, 612-643-3082.

The proposed rules may be modified if the modifications are supported by data and views submitted to the agency and do not result in a substantial change in the proposed rules as noticed.

A free copy of the rules is available upon request from Patrick Sheehan at the address and telephone number listed above.

The rules set out flammability and labeling requirements for seating furniture used in public occupancies. Public occupancies include such places as jails and prisons, hospitals and health care facilities, nursing homes, child day care centers, public auditoriums and stadiums, and public assembly areas of hotels and motels. Seating furniture used in public occupancies will be required to meet the flammability standards of California Technical Bulletin 133, a nationally recognized standard for measuring the flammability of seating furniture. The rules will apply to furniture manufactured after January 1, 1993.

A Statement Of Need And Reasonableness that describes the need for and reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available upon request from Patrick Sheehan at the address and telephone number listed above.

In preparing these rules, the Department has considered the requirements of *Minnesota Statutes*, section 14.115, in regard to the impact of the proposed rules on small businesses. The adoption of the rules will affect small businesses that are public occupancies and small businesses that manufacture or reupholster seating furniture for use in public occupancies. The cost of manufacturing seating furniture for use in public occupancies will go up which will raise the price for such furniture. The Department's evaluation of the applicability of the methods contained in *Minnesota Statutes*, section 14.115, subdivision 2, for reducing the impact of the proposed rules is addressed further in the Statement Of Need And Reasonableness.

Minnesota Statutes, section 14.11, subdivision 1, does not apply because adoption of these rules will not result in additional spending by local public bodies in excess of \$100,000 per year for the first two years following adoption of the rules. Any increases in costs associated with these rules arise primarily from statutory requirements.

Minnesota Statutes, section 14.11, subdivision 2, does not apply because adoption of these rules will not have an impact on agricultural land. *Minnesota Statutes*, section 16A.128, subdivisions 1a and 2a, do not apply because the rules do not fix fees.

If no hearing is required, upon adoption of the rules, the rules and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent and form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rules, must submit the written request to Patrick Sheehan at the address and telephone number listed above.

Dated: 14 April 1992

Thomas R. Brace
State Fire Marshal

Rules as Proposed (all new material)

7510.5500 PURPOSE.

The purpose of parts 7510.5500 to 7510.5570 is to establish minimum flammability and labeling standards for seating furniture in public occupancies.

7510.5510 SCOPE.

The standards and requirements in parts 7510.5500 to 7510.5570 are intended to be consistent with *Minnesota Statutes*, sections 299F.840 to 299F.848, and apply to seating furniture manufactured on or after January 1, 1993, that is sold, used, or intended for use in public occupancies.

7510.5520 DEFINITIONS.

Subpart 1. **Scope.** The terms used in parts 7510.5500 to 7510.5570 have the meanings given them in this part.

Subp. 2. **Child day care center.** "Child day care center" means a child day care facility required to be licensed by the Department of Human Services under parts 9503.0005 to 9503.0175 and classified as a Group E, Division 3, Occupancy under section 9.117 of the Minnesota Uniform Fire Code, as adopted in part 7510.3120.

Subp. 3. **Filling material.** "Filling material" has the meaning given it in *Minnesota Statutes*, section 299F.841, subdivision 4.

Subp. 4. **Group I Occupancies.** "Group I Occupancies" means institutional occupancies as set forth in section 9.117 of the Minnesota Uniform Fire Code, as adopted in part 7510.3120.

Subp. 5. **Hotel.** "Hotel" means a building containing six or more guest rooms intended or designed to be used, or which is used, rented, or hired out to be occupied, or which is occupied for sleeping purposes by guests, and includes buildings commonly known as motels and lodging houses, but does not include buildings commonly known as dormitories or apartments.

Subp. 6. **Manufacturer.** "Manufacturer" means a person or the person's employee or agent who makes or reupholsters an article of seating furniture in whole or in part.

Subp. 7. **Public assembly area of a hotel.** "Public assembly area of a hotel" means a lobby, restaurant, lounge, meeting or board room, pool area, or similar public space that is generally accessible to all guests or to the public.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Proposed Rules

Subp. 8. **Public auditorium.** "Public auditorium" means a building or portion of a building having a capacity of 50 or more persons in fixed seats and used or intended to be used by the general public for such purposes as stage and film presentations, concerts, recitals, lectures, audio-visual presentations, and similar educational, instructional, or entertainment purposes.

Subp. 9. **Public occupancies.** "Public occupancies" means:

- A. Group I Occupancies;
- B. child day care centers;
- C. public auditoriums and stadiums; and
- D. public assembly areas of hotels containing more than ten articles of seating furniture.

Subp. 10. **Public stadium.** "Public stadium" means a building, structure, or portion of a building or structure having a capacity of 50 or more persons in fixed seats and used or intended to be used by the general public for watching indoor or outdoor sporting events.

Subp. 11. **Reupholster.** "Reupholster" means to replace filling material or material encasing or covering filling material on an article of seating furniture.

Subp. 12. **Seating furniture.** "Seating furniture" has the meaning given it in *Minnesota Statutes*, section 299F.841, subdivision 3.

Subp. 13. **Sell.** "Sell" has the meaning given it in *Minnesota Statutes*, section 299F.841, subdivision 2.

Subp. 14. **Sufficient cause to believe.** "Sufficient cause to believe" means grounds put forth in good faith that are not arbitrary, irrational, unreasonable, or irrelevant and that make the proposition asserted more likely than not, provided the grounds are based on at least one of the following sources:

- A. written information from an identified person;
- B. facts or statements supplied by the owner or manufacturer of an article of seating furniture;
- C. facts or statements supplied by the owner or operator of a public occupancy;
- D. court documents, police records, or fire safety records; and
- E. facts of which the fire marshal or the fire marshal's employees have personal knowledge.

7510.5530 PERFORMANCE STANDARDS ADOPTED BY REFERENCE.

Seating furniture manufactured on or after January 1, 1993, that is sold, used, or intended for use in public occupancies must meet the test requirements set forth in Technical Bulletin 133 of the state of California, "Flammability Test Procedure for Seating Furniture for Use in Public Occupancies," published in January 1991 by the California Bureau of Home Furnishings and Thermal Insulation which is incorporated by reference, is not subject to frequent change, and is available at the State Law Library, 25 Constitution Avenue, Minnesota Judicial Center, Saint Paul, Minnesota 55155.

7510.5540 EXEMPT ARTICLES.

Subpart 1. **Statutory exemption.** Articles of seating furniture exempted by *Minnesota Statutes*, section 299F.842, from compliance with *Minnesota Statutes*, sections 299F.840 to 299F.848, are exempt from compliance with parts 7510.5500 to 7510.5570.

Subp. 2. **Reupholstered furniture.** An article of seating furniture that is reupholstered after January 1, 1993, may not be used in a public occupancy unless it meets the requirements of part 7510.5530 or unless it meets all of the following criteria:

- A. the article was in use in a public occupancy before January 1, 1993;
- B. the article has never met the requirements of part 7510.5530;
- C. replacement filling material is fire retardant; and

D. all filling material is completely encased in material designed to slow the spread of fire, increase escape time, prevent rapid combustion, insulate internal materials, and restrict generated gases.

Subp. 3. **Health care, beauty, and barber furniture.** The owner or operator of a public occupancy may apply for an exemption from compliance with parts 7510.5500 to 7510.5570 for an article of furniture. The fire marshal shall grant an exemption if the article of furniture is necessary to provide health care, beauty, barber, or other important service to the occupants of the public occupancy, if a complying article of furniture is not commonly available on the market, and if the fire marshal determines that the noncomplying article of furniture will not unreasonably compromise fire safety.

7510.5550 LABELING REQUIREMENTS.

Subpart 1. **Standard label.** An article of seating furniture conforming to the requirements of part 7510.5530 shall have a label permanently attached to the surface of the article, in plain view, stating as a minimum the following:

“NOTICE

THIS ARTICLE IS MANUFACTURED FOR USE IN PUBLIC OCCUPANCIES AND MEETS THE FLAMMABILITY REQUIREMENTS OF CALIFORNIA BUREAU OF HOME FURNISHINGS TECHNICAL BULLETIN 133.”

The label must also contain a warning that states or is substantially similar to:

“CARE SHOULD BE EXERCISED NEAR OPEN FLAME OR WITH BURNING CIGARETTES.”

Subp. 2. **Label for reupholstered furniture.** A reupholstered article of seating furniture that meets the requirements of part 7510.5540, subpart 2, and that is exempt from the requirements of part 7510.5530 shall have a label permanently attached to the surface of the article, in plain view, stating as a minimum the following:

“NOTICE

THIS ARTICLE HAS BEEN REUPHOLSTERED FOR USE IN PUBLIC OCCUPANCIES AND MEETS THE FLAMMABILITY REQUIREMENTS OF MINNESOTA RULES, PART 7510.5540, SUBPART 2. THIS ARTICLE IS EXEMPT FROM THE FLAMMABILITY REQUIREMENTS OF CALIFORNIA BUREAU OF HOME FURNISHINGS TECHNICAL BULLETIN 133. HOWEVER, CARE SHOULD BE EXERCISED NEAR OPEN FLAME AND WITH BURNING CIGARETTES.”

Subp. 3. **Size of label.** Required labels must be a minimum of two inches by three inches in size. All wording must be in plainly legible capital letters not less than one-eighth inch in height.

7510.5560 TESTING; DOCUMENTATION.

Subpart 1. **Testing not required.** Parts 7510.5500 to 7510.5570 do not require a manufacturer to test every article of seating furniture manufactured. A manufacturer may establish classification systems appropriate to its specific products and may use representative tests of samples of furniture within those classifications to establish compliance with the fire safety requirements of parts 7510.5500 to 7510.5570.

Subp. 2. **Documentation required.** When a manufacturer labels an article of seating furniture under part 7510.5550, subpart 1, the manufacturer shall maintain a record documenting the basis upon which it determined that the article met the requirements of part 7510.5530. The documentation must include test data showing that at least one article of seating furniture in the same classification as the labeled article was tested in conformance with and met the requirements of Technical Bulletin 133. The documentation must also clearly demonstrate that the labeled article would meet Technical Bulletin 133 based on comparisons to the test data.

7510.5570 ENFORCEMENT.

Subpart 1. **Proof of compliance or removal.** When the state or local fire marshal has sufficient cause to believe that an article of seating furniture does not comply with parts 7510.5500 to 7510.5570 and that the article is used or intended for use in a public occupancy, the fire marshal shall order proof of compliance or removal of the article as may be necessary for the enforcement of parts 7510.5500 to 7510.5570 and for the safeguarding of life and property from fire.

Subp. 2. **Inspect, audit, and review.** When the state fire marshal has sufficient cause to believe that the testing of seating furniture does not comply with parts 7510.5500 to 7510.5570 and that the seating furniture is used or intended for use in a public occupancy, the fire marshal shall inspect or audit the testing and shall review records as necessary to ascertain compliance with parts 7510.5500 to 7510.5570. When requested by the state fire marshal, a manufacturer of seating furniture shall permit the state fire marshal to inspect or audit the testing of the manufacturer's seating furniture and to review the manufacturer's documentation that an article complies with Technical Bulletin 133.

Subp. 3. **Injunction.** When the state fire marshal has sufficient cause to believe that an article of seating furniture does not comply with parts 7510.5500 to 7510.5570 and that the article is being sold for use in a public occupancy, the state fire marshal shall institute a civil action to enjoin the seller from selling the article. When the state fire marshal is unable to verify whether an article of seating furniture complies with parts 7510.5500 to 7510.5570 because the manufacturer of the seating furniture did not permit inspection, audit, or review under subpart 2, the state fire marshal shall institute a civil action to enjoin the seller from selling the article.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated “all new material.” **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Commissioners' Orders

Department of Natural Resources

Commissioner's Order No. 2447: Closing Fishing in Lake Christina, Douglas and Grant Counties; Superseding Commissioner's Order No. 2407

PURSUANT TO AUTHORITY vested in me by *Minnesota Statutes* § 97A.045 and other applicable law, I, Rodney W. Sando, Commissioner of Natural Resources, hereby close Lake Christina in Douglas and Grant Counties to fishing.

Section 1. FISHING PROHIBITED.

The taking of all species of fish in Lake Christina, S. 3-11, 17 and 18, T. 130, R. 40 and S. 1, 12 and 13, T. 130, R. 41, Douglas and Grant Counties, is prohibited at all times.

Sec. 2. Commissioner's Order No. 2407 is hereby superseded.

Dated at St. Paul, Minnesota, this 24th day of April, 1992.

Rodney W. Sando, Commissioner
Department of Natural Resources

Official Notices

Pursuant to the provisions of *Minnesota Statutes* § 14.10, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

The *State Register* also publishes other official notices of state agencies, notices of meetings, and matters of public interest.

Department of Administration

Worthington Community College

State Surplus Property for Sale

The Commissioner of Administration and the Worthington Community College offer for sale by sealed bid three (3) parcels of land located on Lexington (formerly Betty) Avenue and West Lake Avenue in the City of Worthington, Minnesota.

The legal description of the properties and minimum-bid required on each parcel are as follows:

	<u>Minimum Bid</u>
Lot 2, Block 1, Golden Shores Addition, City of Worthington	\$14,661
Lot 5, Block 1, Golden Shores Addition, City of Worthington	\$14,861
Lot 6, Block 1, Golden Shores Addition, City of Worthington	\$14,361

All lots for sale are subject to easement of record. In addition, Lots 2 and 6 will be sold subject to a 20 foot sewer easement which will be retained by the state as described and shown on Exhibit 1. The state will not be reserving a private road easement over any of the above lots for sale.

These three parcels will be sold on the basis of highest bid for not less than each individual parcel's minimum bid to those bidders who meet all bid document requirements. All bids must be submitted by 2 p.m., May 21, 1992 to the Department of Administration, Real Estate Management Division, 50 Sherburne Avenue, Room 309, St. Paul, Minnesota 55155. For bid information and bid forms contact Don Viessman, Worthington Community College, telephone (507) 372-2107 or Real Estate Management Division, telephone (612) 296-6674.

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes*, Chapter 41C

NOTICE IS HERBY GIVEN that a public hearing will be held on May 20, 1992, at 9 a.m. in Room 145, Department of Agriculture

Building, 90 West Plato Boulevard, Saint Paul, Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of approximately 198 acres of farmland located in Section 7, Freedom Township, Waseca County, Minnesota on behalf of Jeffrey A. & Julie More, a married couple (the Borrowers). The maximum aggregate face amount of the proposed bond issue is \$217,800. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest hereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due.

All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 22 April 1992

LaVonne Nicolai
RFA Executive Director

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes*, Chapter 41C

NOTICE IS HEREBY GIVEN that a public hearing will be held on May 20, 1992, at 9 a.m. in Room 145, Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul, Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of approximately 200 acres of farmland located in Section 28, Township 107; Range 22, Waseca County, Minnesota on behalf of Gregg D. Rosenthal, a single person (the Borrower). The maximum aggregate face amount of the proposed bond issue is \$211,550. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest hereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due.

All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 23 April 1992

LaVonne Nicolai
RFA Executive Director

Board of Architecture, Engineering, Land Surveying and Landscape Architecture

Notice of Solicitation of Outside Information or Opinions Regarding Rules Governing the Examination of Architect and Engineer Applicants, Certificates of Record, Certificate of Registration and Certification and Signature on Plans

NOTICE IS HEREBY GIVEN that the Board of Architecture, Engineering, Land Surveying and Landscape Architecture is seeking information or opinions from sources outside the agency in preparing to revise the rule governing the examination of architect applicants by restoring a requirement that a minimum of one year of experience be gained under the direct supervision and control of a licensed architect; the rule governing the examination of engineer applicants to require applicants that must appear before the Board for oral interview to furnish the Board with a letter from the applicant's supervisor verifying the scope of involvement and responsibility in the project exhibited by the applicant; the rule governing issuance of certificates of record to delete reference to landscape architect-in-training; the rule governing issuance of certificates of registration to delete reference to landscape architect-in-training and change verbiage relating to "the Registration Act" to "*Minnesota Statutes*, Sections 326.02 to 326.15"; and the rule governing the certification

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and signature on plans to clarify the term "direct supervision" by reference to indicate space for "date signed" on the certification stamp; changing "registers" and "registration" to "licenses" and "licensure", respectively; to provide for the certification of plans by landscape architects; to clarify the listing of professional engineer in the Roster of Licensees by discipline; and to require that a professional engineer may only practice in those engineering disciplines in which the licensee has been examined.

The adoption of this revised rule is authorized by *Minnesota Statutes*, Section 326.06, which allows the Board to set its own rules regulating the practices of architecture, engineering, landsurveying and landscape architecture.

The Board of Architecture, Engineering, Land Surveying and Landscape Architecture requests information and opinions concerning the proposed revision of these rules. Interested persons or groups may submit data or views on the subject matter of concern either in writing or orally.

Written statements should be addressed to:

Lowell E. Torseth, Executive Secretary
Board of Architecture, Engineering, Land
Surveying and Landscape Architecture
133 7th Street East
St. Paul, MN 55101-2333

Oral statements will be received during regular business hours by telephone at (612) 296-2388 or in person at the Board offices in Suite 160, HEMAR Building, 85 East 7th Place, St. Paul.

All statements of information and opinions shall be accepted until May 26, 1992. Any written information received by the Board of Architecture, Engineering, Land Surveying and Landscape Architecture shall become part of the rulemaking record to be submitted to the Attorney General or Administrative Law Judge in the event that the rules are adopted.

Dated: 14 April 1992

Lowell E. Torseth
Executive Secretary

Department of Commerce

Minnesota Joint Underwriting Association

Notice of Activation to Insure Specified Classes of Business and Public Hearing

NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statutes*, section 62I.21, the Minnesota Joint Underwriting Association (MJUA) and the Market Assistance Plan (MAP) are activated to provide assistance to the following classes of business unable to obtain insurance from private insurers:

TRUTH-IN-HOUSING INSPECTOR
SKI CLUB

The MJUA and MAP are activated to provide assistance to the above classes of business for a period of 180 days following publication of this notice. A public hearing will be held, for the purpose of determining whether activation should continue beyond 180 days, at the Office of Administrative Hearings, 310 - 4th Avenue South, 5th Floor, Flour Exchange Building, Minneapolis, Minnesota 55415 on June 9, 1992, at 9:00 a.m. and continuing until all interested persons and groups have had an opportunity to be heard. The hearing shall be governed by *Minnesota Statute* Sections 14.57-14.69 and by *Minnesota Rules* Parts 1400.1500-1400.8400, (1985). Questions regarding the procedure may be directed to Administrative Law Judge, Peter C. Erickson, 310 4th Avenue South, 4th Floor Summit Bank Building, Minneapolis, Minnesota 55415, telephone (612) 341-7600. The authority for this proceeding is found in Chapter 62I of *Minnesota Statutes*, specifically sections 62I.21 and 62I.22. (A copy of those sections follows this notice.)

Prior to the hearing a pre-hearing conference will be held at 1:00 p.m. on May 29, 1992, at the Office of Administrative Hearings, 310 4th Avenue South, 5th Floor Flour Exchange Building, Minneapolis, Minnesota 55415.

Minnesota Statutes, Chapter 62I, which governs the Minnesota Joint Underwriting Association provides for temporary activation for 180 days by the Commissioner of Commerce. To extend the Minnesota Joint Underwriting Association's authority beyond the 180 day period a hearing must be held. Those classes of business for which the Minnesota Joint Underwriting Association was temporarily activated, by this notice and by previously published notices, must prove, at the hearing, that they meet the statutory requirements for coverage by the Minnesota Joint Underwriting Association.

Among those requirements are:

- (1) That members of those classes are unable to obtain insurance through ordinary means;

(2) That the insurance being sought is required by statute, ordinance, or otherwise required by law, or is necessary to earn a livelihood or conduct a business; and

(3) That the classes of business serve a public purpose.

The classes of business specified in this notice and previously published notices must be shown to meet the statutory requirements of the Minnesota Joint Underwriting Association's authority to provide coverage to them will end after 180 days from the date the notice of activation was published in the *State Register*.

Activation of a class of business does not guarantee coverage to any class member. Coverage of individual class members is determined by the Minnesota Joint Underwriting Association on a case by case basis once the class has been activated. The MJUA's address is: Pioneer Post Office Box 1760, St. Paul, Minnesota 55101. Their phone number is (612) 222-0484.

The Department strongly suggests that any persons affected by this hearing or otherwise interested in the proceedings familiarize themselves with the requirements of Chapter 62I and the contested case procedures prior to the hearing, that they take such other steps as are appropriate to protect their interest and that any questions they may have as to how to proceed or how to participate at the hearing be directed to the Administrative Law Judge prior to the hearing.

All interested or affected persons will have an opportunity to participate at the hearing. Questioning of agency representatives or witnesses, and of interested persons making oral statements will be allowed in the manner set forth in the *Rules* pertaining to contested cases (*Minnesota Rules* parts 1400.1500-1400.8400).

Anyone wishing to oppose activation beyond the 180 days for any particular class, must file a petition to intervene with the administrative law judge at least 10 days before the hearing date. If no notice to intervene is filed for a class, then the class is activated beyond the 180 day period without further action.

Minnesota Statutes chapter 10A requires each lobbyist to register with the State of Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in *Minnesota Statute* Section 10A.01, subdivision 11 as an individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than \$250, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than \$250, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101, telephone (612) 296-5148.

Dated: 20 April 1992

62I.12 ACTIVATION OF MARKET ASSISTANCE PLAN AND JOINT UNDERWRITING ASSOCIATION.

At any time the commissioner of commerce deems it necessary to provide assistance with respect to the placement of general liability insurance coverage in Minnesota risks for a class of business, the commissioner shall by notice in the *State Register* activate the market assistance plan and the joint underwriting association. The plan and association are activated for a period of 180 days from publication of the notice. At the same time the notice is published, the commissioner shall prepare a written petition requesting that a hearing be held to determine whether activation of the market assistance plan and the joint underwriting association is necessary beyond the 180-day period. The hearing must be held in accordance with section 62I.22. The commissioner by order shall deactivate the market assistance program and the joint underwriting association at any time the commissioner finds that the market assistance program and the joint underwriting association are not necessary.

62I.22 HEARING.

Subdivision 1. ADMINISTRATIVE LAW JUDGE. The commissioner shall forward a copy of the petition to activate the market assistance plan and the joint underwriting association with respect to a class of business to the chief administrative law judge. The chief administrative law judge shall, within three business days of receipt of the copy of the petition, set a hearing date, assign an administrative law judge to hear the matter, and notify the commissioner of the hearing date and administrative law judge assigned to the matter. The hearing date must be no less than 60 days nor more than 90 days from the date of receipt of the petition by the chief administrative law judge.

Subd. 2. NOTICE. The commissioner of commerce shall publish notice of the hearing in the *State Register* at least 30 days before the hearing date. The notice should be that used for rulemaking under chapter 14. Approval by the administrative law judge of the notice prior to publication is not required. The notice must contain a statement that anyone wishing to oppose activation beyond 180 days for any particular class, must file a petition to intervene with the administrative law judge at least ten days before the hearing date. If no notice to intervene is filed for a class then the class is activated beyond the 180 day period without further action.

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Subd. 3. CONTESTED CASE; REPORT. The hearing and all matters after the hearing are a contested case under chapter 14. Within 45 days from the commencement of the hearing and within 15 days of the completion of the hearing of the administrative law judge shall submit a report to the commissioner of commerce. The parties, or the administrative law judge, if the parties cannot agree, shall adjust all time requirements under the contested case procedure to conform with the 45 day requirement.

Subd. 4. DECISION. The commissioner shall make a decision within ten days of the receipt of the administrative law judge's report.

Subd. 5. WAIVER OF MODIFICATION. If all parties to the proceeding agree, any of the requirements of this section may be waived or modified.

Subd. 6. CASE PRESENTATION. The department of commerce, upon request by small businesses as defined by section 14.115, subdivision 1, shall assist small businesses in any specific class requesting continuation of coverage beyond the 180 day period, in coordinating the class and presenting the case in the contested hearing.

Minnesota Comprehensive Health Association

Notice of Nominating Committee Meeting

NOTICE IS HEREBY GIVEN that a meeting of the Nominating Committee of the Minnesota Comprehensive Health Association (MCHA), will convene at 7:30 a.m. on Thursday, May 7, 1992 at Blue Cross Blue Shield of Minnesota, 3535 Blue Cross Road, Eagan, Minnesota, in the 4th floor board room.

For additional information please call Lynn Gruber at (612) 593-9609.

Minnesota Comprehensive Health Association

Notice of Meeting of the Enrollee Appeal Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA), Enrollee Appeal Committee will be held at 1:30 p.m. on Monday, May 11, 1992 at Group Health, Inc., 2829 University Avenue SE, Minneapolis, Minnesota, in the 9th floor large conference room. Portions of this meeting may be closed to the public.

For additional information please call Lynn Gruber at (612) 593-9609.

Department of Education

Announcement of Intended Use of Federal Funding of \$225,704 from the Dependent Care Development Grant and Invitation to Comment; Current Program Description Included

The Minnesota Department of Education is announcing the intended use of payments the State will receive under State Dependent Care Development Grants Act, 42 USC 9871 as amended by P.L. 101-501 and is inviting comments.

The Department of Education intends to continue to provide leadership and coordination throughout the state in the development and implementation of a wide variety of training opportunities for School Age Child Care (SACC) providers; technical assistance to communities and schools interested in starting or expanding SACC programs and identifying resources and providing opportunities to better address the changing needs of Minnesota families for school age child care.

The Department of Education intends to continue to coordinate with the Department of Human Services through an interagency agreement in order to strengthen and automate the statewide Child Care Resource and Referral network. There will be particular effort on the network's ability to respond to parental and community needs regarding SACC. The intent is to continue the current division of 60% of the funds for SACC and 40% for Resource and Referral.

Your comments or oral responses are encouraged, and should be directed to Catharine Cuddeback, Room 923A Capitol Square Building, St. Paul, Minnesota 55101, (612) 296-1436.

Required Program Description

A. Number of children who participated in school based SACC programs:

	<u>Public</u>	<u>Non-public</u>
before school	11,000	680
after school	17,000	1,003

B. Salary level and benefits paid to SACC employees:

	<u>Public</u>	<u>Non-public</u>
• Average hourly wage:		
program supervisor	\$8.34	\$8.03
program teacher	\$7.18	\$6.63
program aide	\$5.51	\$5.45
• Percentage of staff receiving health benefits:	71%	45%

C. Characteristics of the 17,000 children served in public school programs:

<u>Classification</u>	<u>Percent of total</u>	
kindergarten	17%	
first grade	24%	
second grade	22%	
third grade	18%	
fourth grade	12%	
fifth grade	5%	
sixth grade	2%	
children of "handicapping conditions"	.011%	
<u>Income levels</u>		
—children on free or reduced price school lunch status		14.7%
—children whose slots are reimbursed by state and/or county sliding fee monies		7.2%

D. Number of clients served in child care resource and referral systems:

Families	24,947
Children	33,291
• types of assistance requested	
infant care	8,150
toddler care	6,109
preschool care	6,674
school age care	3,799
special needs care	183

Department of Employee Relations

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing Local Government Pay Equity Compliance

NOTICE IS HEREBY GIVEN that the State of Minnesota Department of Employee Relations is seeking information or opinions from sources outside the agency in preparing to propose the adoption of a rule governing local government pay equity compliance. The adoption of the rule is authorized by Laws of Minnesota for 1991, Chapter 128. The Local Government Pay Equity Act, *Minnesota Statutes* 471.991-471.999, requires the department to determine whether governmental subdivisions have achieved equitable compensation relationships.

The state Department of Employee Relations requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject in writing or orally. Written statements should be addressed to Faith Zwemke, Pay Equity Coordinator, Department of Employee Relations, 200 Centennial Building, 658 Cedar Street, St. Paul, Minnesota. Comments may also be sent via facsimile to 612-296-5445.

Oral statements will be received during regular business hours over the telephone at (612) 296-2653 and in person at the above address.

All statements of information and opinions will be accepted until the Notice of Hearing is published in the *State Register*. Any written material received by the state Department of Employee Relations will become part of the rulemaking record.

PLEASE NOTE that the department first published a notice of intent to solicit outside opinion in the June 3, 1991 *State Register* at 15 S.R. 2568. The department's proposed rules were published in the *State Register* on Monday, October 14, 1991 at 16 S.R. 893-909. A hearing in this matter was held before the Honorable Allen E. Giles on November 14, 1991. At the hearing and in its post-

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hearing comments, the department proposed some changes to the rules as originally published. These amendments are set forth in Exhibit 13, "Proposed Amendments to the Pay Equity Rule as it Appeared in the *State Register* 6/3/91," of the November 14, 1991 record and "Amendments Proposed After Public Hearing" in the department's November 25, 1991 comments in that proceeding.

The record initially closed on December 2, 1991. Subsequently, Judge Giles found that the rules proposed by the department were needed and reasonable in all respects and that the proposed amendments to the rules did not amount to substantial changes. However, Judge Giles also found that the department failed to include a fiscal note in its Notice of Hearing as provided for in *Minnesota Statutes* 14.11, subd. 1, that this constituted a defect in the rule, and that to cure the defect the department would be required to republish or re-notice its proposed rules with an adequate fiscal note in the Notice of Hearing. The Chief Administrative Law Judge approved the report and recommendation of Judge Giles in all respects.

Therefore, the department has decided to again solicit outside opinion, re-notice the matter and hold a new hearing. However, the record of the November 14, 1991 hearing including all written material submitted to Judge Giles through December 2, 1991 will be entered into the record of this proceeding. **It is not necessary for anyone who submitted oral or written comments at the previous proceeding or who otherwise commented during the rulemaking process, to resubmit the comments.** Only new comments need to be submitted.

Please note as well that at this time, the department has proposed no additional changes to the rule. The rule the department proposes to adopt is that published in the *State Register* on October 14, 1991 with the amendments described in the department's exhibit 13 of the November 14, 1991 proceedings and its November 25, 1991 post-hearing comments.

Commissioner Linda Barton
Department of Employee Relations
November 25, 1991 comments.

Department of Human Services

Children's Services Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing the Administration and Provision of Child Protective Services by Local Social Service Agencies

NOTICE IS HEREBY GIVEN that the State Department of Human Services is seeking information or opinions from sources outside the agency in preparing to propose the amendment of the rule governing the administration and provision of child protective services by local social service agencies, *Minnesota Rules*, parts 9560.0210 to 9560.0234. The amendment of the rule is authorized by *Minnesota Statutes*, sections 256.01, subdivisions 2 and 12, which give the commissioner authority to administer and supervise all child welfare activities, as well as require local agencies to establish local child mortality review panels; 256E.05, subdivision 1, which gives the commissioner supervisory authority over community social services administered by counties; 257.175, which authorizes the commissioner to promote the enforcement of all laws for the protection of neglected children, and 393.07, which assigns the commissioner supervisory authority over the child public welfare program, including the responsibility to assist in carrying out the child protection responsibilities of the state. This Notice is an update of the Notice published at 15 S.R. 2192.

Amendments will: clarify and update definitions; clarify basic requirements local agencies must follow for non-emergency assessments and protective intervention; require that representatives from local agencies and law enforcement accompany child protection workers to interview children when a report of maltreatment alleges malicious punishment, or neglect or endangerment of a child; require that local agencies follow that part of the rule governing response to reports of maltreatment within the family unit if there is a report of maltreatment alleging maltreatment of a child related by blood, marriage, or adoption to the license holder in a facility during non-business hours, and require that local agencies follow that part of the rule governing investigations of reports of maltreatment in a facility if a report of maltreatment alleges maltreatment during business hours; clarify that when local agencies provide protective intervention, agencies evaluate the risks to all children in the home; clarify placement preferences; require that when children are placed on an emergency basis for alleged maltreatment, local agencies review the placements to determine services necessary to allow the children to return home; set out which responsible licensing agency receives the report that will not be investigated for maltreatment but which may establish a licensing violation; clarify that local agencies may give notice to a parent, guardian or legal custodian of a child who has been in the care of a facility under investigation; require that local agencies interview children who are in the care of a facility under investigation and allow interviews with any other child who is or has been in the care of the facility or is related by blood, marriage, or adoption to the alleged offender; require that local agencies make determinations that maltreatment occurred in the family or facility if the information obtained through the assessment leads the child protection worker to conclude that it is more likely than not that a child is a victim of maltreatment; require that local agencies provide written reports to parents, guardians, or legal custodians of every child who is in the care of the facility or was in the care of the facility from the time of the maltreatment

until the investigation is completed or the alleged offender is no longer present in the facility, whichever comes first; simplify the elements needed in a written plan of protective services; require that the plan be prepared within 60 days after assessment is completed; require that child protection workers work with the family unit, and, if applicable, custodians, guardians ad litem, and tribal representatives; delete the requirement that local agencies use a risk assessment tool for facility assessments; for children in out-of-home placement, allow local agencies to use a substitute care plan in lieu of a written protective services plan; require local agencies to develop both a protective services plan and a substitute care plan when a family unit has at least one child residing in the home and at least one child in out-of-home placement; require case workers and families to meet to jointly assess the written protective services plan; require local agencies to use a risk assessment tool when they consider termination of protective services; allow local agencies to disclose report records to family court services agencies; require that within ten working days after the assessment or investigation is completed, local agencies notify the parent or guardian of the child, the alleged offender, and, in facility investigations, the director of the facility; require counties to establish multidisciplinary child protection teams; and authorize the commissioner to require local agencies to establish local multidisciplinary child mortality review panels.

The State Department of Human Services requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to: Stephanie L. Schwartz, Rules and Bulletins Division, Minnesota Department of Human Services, 444 Lafayette Road, St. Paul, Minnesota, 55155-3816. Oral statements will be received during regular business hours over the telephone at (612) 297-4302 and in person at the above address.

All statements of information and opinions shall be accepted until further notice is published in the *State Register* or the Notice of Hearing or Notice of Intent to Adopt Rules Without a Hearing is published in the *State Register*. Any written material received by the State Department of Human Services shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 27 April 1992

Stephanie L. Schwartz
Rules and Bulletins Division

State Board of Investment

Meeting Notice of the Administrative Committee

The State Board of Investment Administrative Committee will meet on **Friday, May 15, 1992** in the SBI Conference Room, MEA Building, Room 105, 55 Sherburne Avenue, St. Paul, MN from 9:30 to 11:30 a.m.

Minnesota Pollution Control Agency

Air Quality Division

Notice of Intent to Solicit Outside Information Regarding Proposed New Rules Regarding Air Toxics

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) is seeking information or comments from sources outside the MPCA in preparing to propose the adoption of new rules governing toxic air pollutants. The adoption of the rules is authorized by *Minnesota Statutes*, § 116.07 (1992), which authorizes the MPCA to adopt and amend rules for the prevention, abatement or control of air pollution.

The MPCA requests information and comments concerning the subject matter of the rule. Interested persons or groups may submit data or views in writing or orally. All statements should be submitted to:

Mr. Paul Gerbec
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155
Telephone: (612) 296-7757

Oral comments and inquiries will be received by Mr. Gerbec during regular business hours, 8:00 a.m. to 4:30 p.m., Monday through Friday. All materials received by the MPCA through June 3, 1992, shall become part of the rulemaking record in the event that the rule is adopted.

Official Notices

Public Employees Retirement Association

Notice of Meetings

The next regular monthly meeting of the **Board of Trustees** of the Public Employees Retirement Association (PERA) will be held on Thursday, May 14, 1992, at 9:30 a.m. in the Science Museum, 3rd Floor Penthouse Meeting Room, 30 East 10th Street, St. Paul, Minnesota.

A **Finance Committee** meeting will be held on Thursday, April 30, at 10:00 a.m. in the PERA Offices, 515 St. Peter Street, St. Paul, Minnesota.

A **Public Safety Officers Information Forum** will be held on Wednesday, May 6, 1992, at 1:00 p.m. and a Public Employee Groups Information Forum will be held on Monday, May 11, 1992, at 1:00 p.m. Both meetings will be held in the PERA offices, 514 St. Peter Street, St. Paul, Minnesota.

Department of Public Service

Energy Division

Notice of Intent to Solicit Outside Opinion Regarding Proposed Rule Amendments Governing Residential Thermal Insulation Standards

NOTICE IS HEREBY GIVEN that the Department of Public Service is seeking information or opinions from sources outside the agency in preparing proposed amendments to the *Minnesota Rules* Chapter 7640 governing Residential Thermal Insulation Standards. While information and opinion on the entire Chapter 7640 is solicited, of particular interest is the subject of thermal insulation performance at Minnesota winter design conditions. The adoption of this rule is authorized by *Minnesota Statutes*, section 325F.20 subdivision 1 and 325F.21 subdivisions 1 & 2.

Interested persons or groups may submit data or views on the subject of concern in writing or orally. Written statements should be addressed to:

Bruce D. Nelson, Senior Engineer
Department of Public Service, Energy Division
150 East Kellogg Boulevard, Room 790
St. Paul, Minnesota 55101
Phone: (612) 297-2313 Fax: (612) 297-1959

Oral statements will be received during regular business hours by telephone or in person at the above address. All statements of information and opinions will be accepted until October 1, 1992. Any written material received by the Department of Public Service shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event the rule is adopted.

Dated: 27 April 1992

Krista L. Sanda, Commissioner
Department of Public Service

State Grants

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grant funds available through any agency or branch of state government. Although some grant programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself.

Agencies are encouraged to publish grant notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Department of Health

AIDS/STD Prevention Services Section

Request for Proposals for HIV/STD Prevention Programs

Purpose

The Minnesota Department of Health (MDH) has funds available for a 12 month period (January 1, 1993 - December 31, 1993)

for HIV/STD prevention programming within the following program categories: (1) Targeted Outreach and Intervention for Adults At Risk, and (2) Targeted Outreach and Intervention for Youth At Risk. Proposals addressing at least one of these program categories will be funded on a competitive basis.

Proposals addressing youth and adults most at risk of HIV and STD infections, including youth and adults of color, will be accepted. These individuals include the following which are not mutually exclusive: gay and bisexual men, IV drug using men, IV drug-using women, women whose sexual partners are IV drug users, women whose sexual partners are gay or bisexual men, HIV-infected persons, sexual partners of HIV-infected persons and STD-infected persons.

Amount

Up to \$1,500,000.

Duration

The grant period is established for 12 months, January 1, 1992 - December 31, 1993. Funded programs will be eligible to apply for continuation funding through December 31, 1994. Continuation funding will be dependent upon the availability of state and federal HIV/STD prevention funds to the MDH and satisfactory program performance during the first year.

Eligibility

1. Any public or private agency (not-for-profit) that can demonstrate administrative, organizational, programmatic, and fiscal capability to develop, implement, and evaluate the proposed program.
2. Demonstrated support from local health departments, community and neighborhood agencies, health care providers, members of the target population, representatives from the communities of color (if applicable), and other appropriate organizations, groups, and/or individuals within the community.
3. Demonstrated current and/or future potential for additional complementary funding and other resources for development, implementation, and evaluation of the program; as well as continuation of the program beyond 1994.

PROCEDURE FOR GRANT APPLICATION**Letters of Intent:**

Agencies intending to submit a proposal for HIV/STD prevention programming are required to submit a **Letter of Intent** by **4:30 p.m. Monday, June 1, 1992**. A **Letter of Intent Outline** which describes the required format is available upon request.

Full Proposals:

All agencies which meet the eligibility criteria outlined above and which submit a Letter of Intent are eligible to submit a full proposal. The complete request for proposals packet is available upon request, including instructions, format, necessary forms, and selected readings. Agencies seeking MDH funding for HIV/STD prevention programming are required to submit 15 copies of the completed proposal by **4:30 p.m., Wednesday, July 1, 1992**.

Letters of Intent and Full Proposals are to be submitted by the specified date and time to:

Camilla Mateka-Lundberg
AIDS/STD Prevention Services Section
Minnesota Department of Health
717 S.E. Delaware Street
P.O. Box 9441
Minneapolis, Minnesota 55440-9441
(612) 623-5698

Board of Water and Soil Resources

Announcement of Application Period for Wetland Conservation Act Local Enforcement and Administration Grants

The Board of Water and Soil Resources (BWSR) is accepting applications from counties with and without approved Comprehensive Local Water Management Plans for local administration of the Wetland Conservation Act. The following grants are available:

- Challenge Grants to assist counties which have approved Comprehensive Local Water Plans, in the administration and enforcement of the interim guidelines of the 1991 Wetland Conservation Act.
- Grants to assist eligible counties which do not have approved Comprehensive Local Water Plans, in the administration and enforcement of the interim guidelines of the 1991 Wetland Conservation Act, 1991 Laws of Minnesota, Chapter 354.

State Grants

The BWSR has \$400,000 available for these grants, of which up to \$100,000 may be used to assist counties without Comprehensive Local Water Plans. To be considered, applications must be in the BWSR's office in St. Paul by 4:30 p.m., July 3, 1992.

County auditors and Water Plan Coordinators have been notified of this application period. Any other local unit of government that wishes to be notified must contact the BWSR by writing to the Executive Director at the following address:

Ronald D. Harnack
Executive Director
Board of Water and Soil Resources
155 South Wabasha Street
St. Paul, MN 55107

An application packet which includes additional information about the grants can be obtained by writing to the BWSR office in St. Paul.

Professional, Technical & Consulting Contracts

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over \$10,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal. Certain quasi-state agencies are exempted from some of the provisions of this statute.

Department of Corrections

Notice of Request for Proposals—Physical Therapy

NOTICE IS HEREBY GIVEN to request proposals to provide physical therapy services at the Minnesota Correctional Facilities Stillwater and Oak Park Heights.

Treatments are to be provided on-site for a total of eight hours split between the two facilities. The amount and types of treatment will be limited by the equipment and space available at the sites. The consultant will visit each facility at least once per week. The actual hours of work are to be mutually agreed upon between the institution and the consultant. The proposal should cover the period of June 1, 1992 through June 30, 1993.

For additional information, contact: Dana P. Baumgartner, Health Care Administrator, Minnesota Department of Corrections, 450 North Syndicate Street, 300 Bigelow Building, Saint Paul, Minnesota 55104, (612) 642-0248. Proposals for the contract should be submitted by the end of the business day May 18, 1992.

Department of Employee Relations

Request for Proposals for Health Promotion Newsletter for Minnesota State Employees

Scope of Proposal

The Department of Employee Relations (DOER) is requesting proposals from qualified proposers for a health promotion newsletter to be mailed four times per year to the homes of approximately 40,000 Minnesota state employees.

The objectives of this project are to provide a high-quality newsletter which will:

- enhance state employees' awareness about their health and personal safety;
- serve as a vehicle for communicating valuable employee insurance information through customized articles;
- promote the State Employee Health Promotion Program;
- educate employees on how their state of health and their use of health care services affects insurance costs;
- meet the health and insurance informational needs of state employees and their families.

Department Contacts

A copy of the complete RFP is available by contacting:

Lynne Croes
Health Promotion Coordinator
2nd Floor, Centennial Building

658 Cedar Street
St. Paul, MN 55155
(612) 296-5843

Please note that other department personnel are not allowed to discuss the project with responders before the deadline for submitting proposals.

Department of Human Services

Long Term Care Division

Notice of Amendment to Proposals to Analyze Rate Setting Systems for ICFs/MR

The Minnesota Department of Human Services has amended a request for proposals (RFP) for analysis of rate setting systems which originally appeared in the *State Register* on April 20, 1992. The Minnesota Department of Human Services is seeking proposals from qualified parties to analyze the rate setting systems for nursing homes and Intermediate Care Facilities for Persons with Mental Retardation (ICFs/MR) as to their ability to allow delivery of cost effective services meeting state and federal standards.

The outcome of this project is to provide recommendations, including specific standards or measures, which the State of Minnesota, Department of Human Services can apply to its present rate setting system and can utilize when making future policy decisions having fiscal impact. These standards should offer an objective benchmark by which to measure the impact of present and future policy decisions to assure that compliance with Federal standards for medicaid reimbursement are maintained.

This amended request for proposals does not obligate the State to complete the project, and the State reserves the right to cancel the solicitation if it is considered to be in its best interest.

The Department originally estimated the cost of this contract would not exceed \$50,000.00. However, bidders who can offer additional service which will substantially improve the final product are asked to state what additional service could be provided and at what additional cost. All proposals must be submitted no later than June 5, 1992.

Interested parties who requested a copy of the April 20, 1992 RFP will be mailed a copy of this amended RFP.

For a copy of a more detailed explanation of this amended request for proposals, please contact:

Sue Banken
Department of Human Services
Division of Long Term Management
444 Lafayette Rd.
St. Paul, MN 55155-3844
(612) 296-5724

Department of Human Services

Coordinated Health Care Delivery Programs

Notice of Availability of Contract for Actuarial Assistance in Establishing Future Prepaid Rate Methodologies

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is seeking applications for professional services from recognized experts in actuarial science and health plan ratesetting to advise and assist the Department in establishing ratesetting methodologies for its prepaid health care programs, beginning with the development of FY 1992 and FY 1996 rates. The following populations will have prepaid rates established under the new methodology:

1. Medical Assistance Prepayment Program in Hennepin, Ramsey, and five other metropolitan St. Paul/Minneapolis area counties; and Itasca and Lake counties in non-metropolitan regions.
2. General Assistance Medical Care Prepayment Program in Hennepin, Ramsey, Dakota, Itasca, and Lake counties.

Given the following information as to the percentage of eligibles now or projected to be enrolled in prepaid programs, the option to use an Upper Payment Limit (UPL) fee-for-service rate methodology may not be actuarially sound in the future.

County/Program	est. # of eligibles	est. % of eligibles enrolled
Dakota/Medical Assistance	8,700	79%
Itasca/Medical Assistance	4,000	83%

Professional, Technical & Consulting Contracts

County/Program	est. # of eligibles	est. % of eligibles enrolled
Hennepin/Medical Assistance	69,000	79%
Ramsey/Medical Assistance	39,000	100%
Total	120,700	
Dakota/General Assistance Medical Care	1,000	100%
Hennepin/General Assistance Medical Care	13,160	73%
Itasca/General Assistance Medical Care	700	82%
Lake/General Assistance Medical Care	100	84%
Ramsey/General Assistance Medical Care	5,000	81%
Total	19,960	

Interested persons/organizations must submit a written response containing the following information:

1. Name(s) of the individuals who will be providing consulting services.
2. Description of professional qualifications of the consultants listed above.
3. A description of the work hours that the consultants are available to work and anticipated number of hours needed to recommend future rate methodologies that are appropriate based on the Department's unique requirements.
4. A cost proposal indicating the number of professional hours, rates, and incidental expenses to be incurred, including amount of travel (number of trips required and travel expenses).
5. A writing sample that communicates that an analysis of various ratesetting methodologies was performed and the outcome/ or recommendations given to the client based on the analysis.

The deadline for submitting a written response to this solicitation is 4:30 p.m. on May 22, 1992. The contract will be awarded on the basis of the following criteria:

1. Relevant education and experience of the consultants.
2. Proposed cost to complete the project and ability to turnaround a report according to an acceptable timeframe.
3. Scheduling flexibility.
4. Communication skills.
5. Previous history in contracting with the State of Minnesota.
6. A personal interview may be necessary at the respondent's expense.

Evaluation of the written responses and selection of a contractor may be completed by June 5, 1992. All respondents will receive a written notice of the results of the selection process. The Department reserves the right to reject all proposals, if such action is deemed to be in the best interest of the Department. Please direct all inquiries and responses to:

Bob Bryngelson, C.P.A.
Minnesota Department of Human Services
444 Lafayette Road
St. Paul, MN 55155-3854
Phone: 612/297-7794

Minnesota State Lottery

Request for Interest in Vendor Listing for Promotional Merchandise

The Minnesota State Lottery will purchase a variety of promotional items for purposes of marketing lottery games. (Items may include but will not be limited to T-shirts, sweatshirts, hats, sewing kits, playslip holders, beach towels, can coolers, post-it notes and tool kits.) Those items will be purchased under provisions of M.S. 349A.07 which states in part:

"The director shall utilize an open bid process and shall take into account the particularly sensitive nature of the state lottery and shall consider the competence, quality of product, experience, and timely performance of each potential vendor in order to promote and ensure security, honesty, fairness, and integrity in the operation and administration of the lottery."

Since time frames of these purchases will often be extremely constrained, the Lottery will establish a list of vendors willing to deliver specific items of groups of items. Invitations to bid on specific items will then be faxed and mailed to these vendors and responses mailed directly to the Lottery offices in Roseville.

Professional, Technical & Consulting Contracts

Companies interested in being included on the Minnesota State Lottery vendor listing for promotional merchandise should submit: business name, address, contact person, phone number, fax number, and brief description of products you represent.

All responses should be sent to: Tom Barrett, Administrative Services Manager, Minnesota State Lottery, 2645 Long Lake Road, Roseville, Minnesota 55113.

Vendors may request their names and product lines be added to the Minnesota State Lottery listing at any time. Vendors will be removed from the list only at the request of the vendor or if mail or fax transmissions are undeliverable.

Potential vendors should note: Minnesota state law requires that any vendor awarded a contract with the State of Minnesota or one of its agencies in excess of \$50,000 or employing more than 20 persons on a full-time basis must hold a certification from the Minnesota Department of Human Rights ensuring that the vendor has in place an affirmative action plan as required.

Minnesota State Lottery

Notice of Request for Proposal for an Integrated AS/400 Computer Software Package for Financial and Inventory Management

The Minnesota State Lottery is requesting proposals from individuals and firms to provide an integrated AS/400 computer software package for financial and inventory management. The contract will commence around June 15, 1992. Proposals must be received by May 22, 1992.

Copies of the RFP are available upon request. Requests should be directed to:

Tom Barrett
Administrative Services Manager
Minnesota State Lottery
2645 Long Lake Road
Roseville, MN 55113
(612) 635-8108

Department of Natural Resources

Request for Proposal for Special Forest Products Market Development

I. INTRODUCTION

The Minnesota Department of Natural Resources, Division of Forestry (MN DNR-DoF) is requesting proposals to survey the range of special or non-traditional forest products produced in Minnesota and evaluate the market potential for these products. Up to \$12,000.00 is available to fund this study through a grant from the U.S. Forest Service, State and Private Forestry under the Rural Development Through Forestry program. The project will be administered by the MN DNR-DoF Utilization and Marketing (U&M) staff.

Special forest products have received limited attention in the past, but demand appears to be increasing. As the forest's capacity to provide traditional products such as lumber and pulpwood is approached, continued economic growth may depend on specialty products. Promoting the development of these products effectively and in an environmentally responsible way requires an improved knowledge of the kinds of current and potential products. An evaluation of the market potential and the capacity of Minnesota forests to supply those markets are also necessary.

II. PROJECT SCOPE AND EXPECTED PRODUCTS

This project has three major components:

- Research seven categories of special forest products to determine their potential and current production in Minnesota.
- Collect information on the current commercial producers and wholesalers in a format appropriate for publishing a directory.
- Provide an in depth market analysis of two product categories: cones and decorative greenery.

All three will be developed concurrently and are to be bid as a single project.

A. Research seven special forest product categories to determine their potential and current production in Minnesota.

Studying the complete range of potential special products is too broad for the funding available to this project. The scope has been narrowed to those that appeared most compatible with Minnesota's forest resources. The seven categories selected are:

Professional, Technical & Consulting Contracts

1. Cones
2. Decorative Greenery
3. Berries and Nuts
4. Decorative Woods
5. Smokewoods/Flavor Woods
6. Medicinal Materials
7. Aromatics

Results should be submitted as a formal written report. The report should include an evaluation of relative demand and product availability, product specifications, units of measure, pricing, seasonal restrictions, and resource conservation concerns. Research efforts should focus on the materials harvestable from the forest—not the products manufactured from them. A review of the products that are or could be manufactured from these materials should be developed; however, to assist in evaluating market potential and identifying wholesale outlets for these materials.

The USDA Forest Service publication, "Rural Development Opportunities in Special Forest Products," is attached as a reference to further define the product categories and identify examples of products in each. Those products currently known to be produced or available are indicated by two asterisks (**) in front of them.

B. Collect information on the current commercial producers and wholesalers in a format appropriate for publishing a directory.

A primary goal of this project is to promote the development and expansion of markets for those specialty products that can provide employment and diversify the economies in Minnesota's forest areas without degrading the resource. A first step in that direction will be the publication of a "Minnesota Special Forest Products Directory." Therefore, while conducting the research under item A, information will be gathered on all known commercial producers of harvested specialty products and wholesalers and manufacturers that purchase those materials. The information to be collected will include:

1. Company Name
2. Contact Person
3. Address
4. Phone Number
5. Fax Number
6. Products Produced or Purchased

Additional information on volumes, number of employees, and species is also desirable. The contractor will be expected to work closely with the U&M staff to insure the information is recorded in a format compatible with publication of a directory. Results should be submitted on computer disk and in hard copy (tabular) form.

C. Provide an in depth market analysis of two product categories: cones and decorative greenery.

The categories of cones and decorative greenery are to be investigated in greater depth than the other five. The purpose of evaluating these two categories more closely is to identify the potential economic and employment impacts of these and other special forest products. Local, national, and international factors should all be addressed. A comprehensive written report, with supporting documentation, summarizing the study finding and the author's conclusions and recommendations will be prepared.

III. PROPOSAL FORMAT

The proposal should be organized in the following manner:

Part A. General Information

Part B. Project Objectives

Part C. Project Work Plan

Part D. Budget

Part E. Project Completion Date

A. Part A. General Information

1. Identification of the responder including name, address, firm name (if applicable), and telephone number.

2. Complete applicable résumés of all staff proposed to be committed to this project. List most directly related experience first. Discuss how experience relates to the project.

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3. Description of former projects conducted by the responder or responder's firm that is closely related to this study.

4. List names, addresses, and phone numbers of three previous clients as references.

5. The responder shall identify and demonstrate experience and competence sufficient to complete the project tasks listed in Section II. above.

B. Part B. Project Objectives

An interpretation of the project goals and objectives which will demonstrate the responder's understanding of the nature of the project.

C. Part C. Project Work Plan

The responder will provide a detailed work plan suitable for use as a scheduling and managing tool. Responders are encouraged to modify or expand on project tasks listed in Section II. if they believe that such modifications might better meet the stated objectives of the proposal. The work plan shall include:

1. A description of research methodology.

2. Identification of milestones in terms of dates of completed products or tasks.

3. A description of the finished product.

D. Part D. Budget

The responder should provide a detailed bid covering all three components of the project. The proposed schedule and method of invoicing MN DNR-DoF for services should also be described. MN DNR-DoF has estimated a \$12,000.00 budget for this proposal. The project will be awarded based on this estimate.

E. Part E. Project Completion Date

It is expected that contracts for this proposal will be awarded late in May 1992. A draft report will be requested for review by January 4, 1993. The entire project should be completed January 29, 1993.

IV. OTHER PROJECT INFORMATION

A. Project Management

The projects will be under the direction of the Minnesota Department of Natural Resources, Division of Forestry, Utilization and Marketing staff. The entire U&M staff will assist in proposal evaluation and project management.

B. Meeting Attendance

The contractor will be required to submit periodic accomplishment reports and attend two meetings with U&M staff to present evidence of project progress. The first meeting will be scheduled within two weeks of awarding the contract, and the second meeting will be to review the draft report in early January 1993. These meetings are considered part of the responder's proposal.

C. Solicitation of Proposals

MN DNR-DoF shall seek proposals from prospective contractors but shall be held blameless for any failure to solicit a proposal from any potential contractor.

D. Department Contacts

Prospective responders who have any questions regarding the Request for Proposal may call or write:

Rick Dahlman
Utilization & Marketing Specialist
DNR-Forestry
500 Lafayette Road
St. Paul, MN 55155-4044
(612) 296-6502
(612) 296-5954 Fax

John Krantz
Utilization & Marketing Supervisor
DNR-Forestry
500 Lafayette Road
St. Paul, MN 55155-4044
(612) 296-6491
(612) 296-5954 Fax

E. Submission of Proposals

All proposals must be sent to and received by John Krantz (address listed above) no later than 4:30 p.m., May 18, 1992.

Late proposals will not be accepted. Submit three copies of each proposal. Proposals are to be sealed in mailing envelopes or packages with the responder's name clearly written on the outside. Each copy of the proposal must be signed in ink by an authorized member of the firm. Prices and terms of the proposal as stated must be valid for the length of the project.

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F. Evaluation of Proposals

All proposals received by the deadline will be evaluated by representatives of the MN DNR-DoF. In some instances, an interview may be part of the evaluation process. The proposals will be judged upon factors which include, but are not limited to, the following:

1. Expressed understanding of the project objectives as demonstrated through the quality and comprehensiveness of the proposal.
2. Project work plan.
3. Project budget and amount and kind of services provided.
4. Qualifications of responder and/or firm and associated personnel. Experience of project personnel will be given greater weight than that of the firm.
5. Demonstrable expertise and experience in market analysis.

Evaluation and selection will take place between May 18 and June 1, 1992. Results will be sent immediately by mail to all responders.

V. LIMITATIONS

The Request for Proposal does not commit MN DNR-DoF to award a contract, to pay any costs incurred in the preparation of a proposal to this request, or to procure a contract for services or supplies. MN DNR-DoF reserves the right to review the performance of the contractor at any time during the life of the contract and may terminate the contract if performance at that point does not meet the minimum standards of performance specified in the contract. MN DNR-DoF reserves the right to accept or reject any or all proposals received as a result of this request, to negotiate with any qualified source, or to cancel in part or in entirety this Request for Proposal, if it is in the best interest of MN DNR-DoF to do so. The project manager may require the proposer selected to participate in negotiations and to submit such price, technical, or other revisions of their proposal as may result from negotiations.

Pollution Control Agency

Hazardous Waste Division

Request for Proposal to Develop a Public Awareness Campaign in the Lake Superior Basin

The Minnesota Pollution Control Agency (MPCA), Hazardous Waste Division is requesting proposals from qualified individuals or firms interested in developing and implementing a public information campaign on hazardous waste. The area served will be the Lake Superior Basin which includes Duluth and communities southwest of Duluth, the "North Shore" to the Canadian Border, and parts of the "Iron Range."

Addendum:

Although there is no proposed change in the scope to this Request for Proposal, the MPCA will entertain proposals for this project that will not exceed \$50,000. The Request for Proposal was noticed in the *State Register* on April 20, 1992.

Proposals must be received no later than 2:00 p.m., May 15, 1992.

For a copy of the Request for Proposal, contact:

Carol Langer
Minnesota Pollution Control Agency
320 W. 2nd, Suite 704
Duluth, Minnesota 55802
218-723-4837

State Designer Selection Board

Request for Proposal for Two Projects

To Minnesota Registered Design Professionals:

The State Designer Selection Board has been requested to select a designer for two projects. Design firms who wish to be considered for the projects should deliver proposals on or before 4:00 p.m., May 26, 1992, to:

George Iwan
Executive Secretary
State Designer Selection Board

Professional, Technical & Consulting Contracts

Room G-10, Administration Building
St. Paul, Minnesota 55155-3000

The proposal must conform to the following:

- 1) Six copies of the proposal will be required.
- 2) All data must be on 8½" x 11" sheets, soft bound.
- 3) The cover sheet of the proposal must be clearly labeled with the project number, as listed in number 7 below, together with the designer's firm name, address, telephone number and the name of the contact person.

4) Mandatory Proposal contents in sequence:

- a) Identity of firm and an indication of its legal status, i.e. corporation, partnership, etc. If the response is from a joint venture, this information must be provided for firms comprising the joint venture.
- b) Names of the persons who would be directly responsible for the major elements of the work, including consultants, together with brief descriptions of their qualifications. If desired, identify roles that such persons played in projects which are relevant to the project at hand.
- c) A commitment to enter the work promptly, if selected, by engaging the consultants, and assigning the persons named in 4b above along with adequate staff to meet the requirements of work.
- d) A list of State and University of Minnesota current and past projects and studies under contract or awarded to the prime firm(s) submitting this proposal during the three (3) years immediately preceding the date of this request for proposal. The prime firm(s) shall list and total all fees associated with these projects and studies whether or not the fees have been received or are anticipated. In addition, the prime firm(s) shall indicate the amount of fees listed which were paid directly to engineers or other specialty consultants employed on the projects and studies listed pursuant to the above. NOTE: Please call for a copy of the acceptable format for providing this information.
- e) A section containing graphic material (photos, plans, drawings, etc.) as evidence of the firm's qualification for the work. The graphic material must be identified. It must be work in which the personnel listed in "c" have had significant participation and their roles must be clearly described. It must be noted if the personnel were, at the time of the work, employed by other than their present firms.

The proposal shall consist of no more than twenty (20) faces. Proposals not conforming to the parameters set forth in this request will be disqualified and discarded without further examination.

5) Statutory Proposal Requirements:

In accordance with the provisions of *Minnesota Statutes*, 1981 Supplement, Section 363.073; for all contracts estimated to be in excess of \$50,000.00, all responders having more than 20 full-time employees at any time during the previous 12 months must have an affirmative action plan approved by the Commissioner of Human Rights before a proposal may be accepted.

In accordance with the provisions of *Minnesota Statutes*, 1981 Supplement, Section 363.073; for all contracts estimated to be in excess of \$50,000.00, all responders having more than 20 full-time employees at any time during the previous 12 months must have an affirmative action plan approved by the Commissioner of Human Rights before a proposal may be accepted.

In accordance with existing statute, the Board will retain one copy of each proposal submitted.

Any questions concerning the Board's procedures or their schedule for the project herein described or the fee format form may be referred to George Iwan at (612) 296-4656.

7a) PROJECT 11-92

MAPLEWOOD TRUCK STATION
DEPARTMENT OF TRANSPORTATION
PROJECT ESTIMATE: \$1,187,000.00
ESTIMATED FEE: \$60,000.00

GENERAL DESCRIPTION: This project consists of preparing site plan, schematic design drawings, design development drawing, construction documents and construction cost estimates for addition space required to house Maintenance Equipment and Maintenance Crew Facilities at the Mn/DOT Maplewood Truck Station.

CONSULTANT CONTRACT: This project has not had any previous architectural consultant involvement. The successful consultant should have previous experience in vehicle storage facilities and office design. The project schematic design and preliminary cost estimate should be ready by September 15, 1992.

Questions concerning the project may be referred to Ron Lagerquist, 612/297-4742.

Professional, Technical & Consulting Contracts

7b) PROJECT 12-92

EXPANSION & REMODELING
LIBRARY FOR THE BLIND AND PHYSICALLY HANDICAPPED

TOTAL PROJECT BUDGET: \$1,325,000.00

PROJECT DESCRIPTION:

The Minnesota Library for the Blind and Physically Handicapped (MLBPH) is a unit of the Office of Library Development and Services in the Minnesota Department of Education. The MLBPH is one of more than fifty regional libraries for the blind and physically handicapped that are part of the network of the Library of Congress. The Library of Congress provides to network libraries, at no cost to the State, talking books recorded on discs and cassettes, flexible discs and Braille books, for check out and use by eligible readers.

The library functions as a public library for all Minnesotans who, because of blindness, or visual impairment of physically disabling conditions are unable to use conventional printed material. Approximately 100,000 Minnesotans are currently library users. In addition, the library serves the students and staff of the Minnesota Academy for the Blind and is located on the campus of the Academy. The library also provides deposit collections to institutions where there are groups of users, such as hospitals, nursing homes, prisons, schools, and churches. Almost 200,000 items each year are checked out of the library and then returned to it.

The library also copies and circulates some magazines, handles free user subscriptions for other magazines that are sent directly to readers, and has a periodical circulation of almost 100,000 items per year.

The library occupies a building of just under 12,000 square feet on two levels, constructed in 1959. The building has been well maintained over the years and is in sound condition. In 1981, the library restrooms were remodeled to meet codes for access by disabled persons, and a ramp and door were constructed at the main entrance.

The MLBPH is located on the campus of the Minnesota Academy for the Blind. It is adjacent to several academy buildings, including the new main building, the Activities Building, West Cottage, and Dow Hall. Locations of current Academy buildings would suggest that expansion of the library to the west, on two levels to match the floor levels of the present 1959 building, is the most feasible alternative. This project does not include demolition of Dow Hall, but does include the removal of certain campus mechanical utilities which must be relocated as a part of this project. Expansion of the library to the north would require redesign of the road providing access to main building and the circular grassy area in front of Dow Hall.

Exterior design of the addition should be harmonious with the present library, the new Braille Academy main building, and the Activities Building. The exterior should be brick.

Open, flexible space should be planned so that the library can be re-arranged if this becomes necessary in the future.

Integration of present space and new space should be carefully planned to achieve the most efficient operation of the library.

A comfortable work environment is essential.

CONTACT: Questions concerning this project or requests for a more complete statement of needs may be referred to William Asp at 612/296-2821 or Myrna Wright at 507/332-3569.

James Tillitt, Vice Chairman
State Designer Selection Board

Non-State Public Contracts

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector.

It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of project and tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact the editor for further details.

Metropolitan Waste Control Commission

Request for Proposals for Professional Services

NOTICE IS HEREBY GIVEN that the Metropolitan Waste Control Commission is soliciting proposals for professional services for the following:

State Contracts and Advertised Bids

<u>Service</u>	<u>Project Number</u>	<u>Project Name</u>
Algal Bioassay	855615	Mississippi River Dilution Bioassay

All firms interested in being considered for this project are invited to obtain a Request for Proposals from Paul Aasen, Metropolitan Waste Control Commission, Mears Park Centre, 230 East Fifth Street, St. Paul, Minnesota 55101, (612) 229-2074.

Proposals for the study will be accepted until 5 p.m., Monday, May 18, 1992. Proposals must be delivered to the MWCC sixth floor receptionist at the above address by this time to be considered.

By Order of the
Metropolitan Waste Control Commission
Mr. Gordon O. Voss
Chief Administrator

State Contracts and Advertised Bids

Pursuant to the provisions of Minn. Stat. § 14.10, an agency must make reasonable effort to publicize the availability of any services contract or professional and technical services contract which has an estimated cost of over \$2,000.

Commodities contracts with an estimated value of \$15,000 or more are listed under the Materials Management Division, Department of Administration. All bids are open for 7-10 days before bidding deadline. For bid specifics, time lines, and other general information, contact the appropriate buyers whose initials appear in parentheses next to the commodity for bid, by calling (612) 296-6152.

Awards of contracts and advertised bids for commodities and printing, as well as awards of professional, technical and consulting contracts, appear in the midweek STATE REGISTER Contracts Supplement, published every Thursday. Call (612) 296-0931 for subscription information.

Materials Management Division—Department of Administration:

Contracts and Requisitions Open for Bid

Call 296-2600 for information on a specific bid, or to request a specific bid.

COMMODITY CODE KEY

A = Sealed Bid B = Write for Price C = Request for Proposal D = Request for Information E = \$0-\$1,500 Estimated Dollar Value F = \$1,500-\$5,000 Estimated Dollar Value	G = \$5,000-\$15,000 Estimated Dollar Value H = \$15,000-\$50,000 Sealed Bid I = \$50,000 and Over Sealed Bid/Human Rights Compliance Required	J = Targeted Vendors Only K = Local Service Needed L = No Substitute M = Installation Needed N = Pre-Bid Conference O = Insurance or Bonding Required
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Commodity: Aggregates
Contact: Joan Breisler 612-296-9071
Bid due date at 2pm: May 11
Agency: Transportation
Deliver to: Duluth
Requisition #: 79/100-A (REBID)

Commodity: Winter sand
Contact: Joan Breisler 612-296-9071
Bid due date at 2pm: May 11
Agency: Transportation
Deliver to: Duluth
Requisition #: 79/100-WS (REBID)

Commodity: Imaging system to integrate w/existing PC-LAN (REBID)
Contact: Bernadette Vogel 612-296-3778
Bid due date at 2pm: May 7
Agency: Health
Deliver to: Minneapolis
Requisition #: 12000 00000 RFP

State Contracts and Advertised Bids

Commodity: B G—HP laser printer
Contact: Bernadette Vogel 612-296-3778

Bid due date at 4:30pm: May 6
Agency: Minneapolis Community College
Deliver to: Minneapolis
Requisition #: B 27151-49067

Commodity: A H—Projection screens
Contact: Pam Anderson 612-296-1053
Bid due date at 2pm: May 6
Agency: Building Construction Division
Deliver to: Rochester
Requisition #: B 02310-25841

Commodity: A H M—Lab tables
Contact: Jack Bauer 612-296-2621
Bid due date at 2pm: May 8
Agency: Building Construction Division
Deliver to: Rochester
Requisition #: B 02310-25187

Commodity: A H M—Chairs
Contact: Jack Bauer 612-296-2621
Bid due date at 2pm: May 8
Agency: Building Construction Division
Deliver to: Various places
Requisition #: B 02310-25498

Commodity: A H—72 hp tractor
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: May 8
Agency: Department of Natural Resources—Southern Service Center
Deliver to: Bemidji
Requisition #: B 29000-58440

Commodity: A H—Pressure washer
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: May 8
Agency: Minnesota Department of Transportation
Deliver to: Various places
Requisition #: B 79382-02415

Commodity: B F L—Olympus microscope
Contact: Bernadette Vogel 612-296-3778
Bid due date at 4:30pm: May 6
Agency: Normandale Community College
Deliver to: Bloomington
Requisition #: B 27156-10902

Commodity: A I M—Tables and chairs
Contact: Jack Bauer 612-296-2621
Bid due date at 2pm: May 8
Agency: Admin/Fiscal Services
Deliver to: Rochester
Requisition #: B 02310-25185

Commodity: B F M—Child chair
Contact: Jack Bauer 612-296-2621
Bid due date at 4:30pm: May 8
Agency: Building Construction Division
Deliver to: Various places
Requisition #: B 02310-25492

Commodity: B G K M—Copier rental
Contact: Jack Bauer 612-296-2621
Bid due date at 4:30pm: May 6
Agency: Department of Public Safety/Finance
Deliver to: St. Paul
Requisition #: B 07100-27209

Commodity: A H—Pickup w/extended cab
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: May 8
Agency: Department of Natural Resources—Southern Service Center
Deliver to: Brainerd
Requisition #: B 29000-58443

Commodity: Seed: lawn, grass and various
Contact: Patricia Anderson 612-296-3770
Bid due date at 2pm: May 15
Agency: Various
Deliver to: Various
Requisition #: Price contract

Commodity: Fish food: trout and salmon feed
Contact: Patricia Anderson 612-296-3770
Bid due date at 2pm: May 13
Agency: Natural Resources
Deliver to: Various
Requisition #: Price contract

Commodity: Autobody supplies
Contact: Dale Meyer 612-296-3773
Bid due date at 2pm: May 11
Agency: Minnesota Correctional Facility—Stillwater
Deliver to: Stillwater
Requisition #: Price contract

Commodity: B H—386SX/20 laptop computer
Contact: Bernadette Vogel 612-296-3778
Bid due date at 2pm: May 11
Agency: Minnesota Department of Jobs and Training
Deliver to: St. Paul
Requisition #: B 21200-42668

Commodity: Elevator door improvements
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 7
Agency: Faribault Regional Center
Deliver to: Faribault
Requisition #: B 55303-15412-1

Commodity: A G—Delco RDS prototype receivers
Contact: Pam Anderson 612-296-1053
Bid due date at 2pm: May 11
Agency: Minnesota Department of Transportation
Deliver to: Oakdale
Requisition #: B 79000-72701-1

Commodity: B F—Lamps
Contact: Joan Breisler 612-296-9071
Bid due date at 2pm: May 7
Agency: Rochester Community College
Deliver to: Rochester
Requisition #: B 27148-60921

Commodity: A H M—Library shelves
Contact: Jack Bauer 612-296-2621
Bid due date at 2pm: May 11
Agency: Building Construction Division
Deliver to: Various Places
Requisition #: B 02310-25495

Commodity: B G K M—Postage equipment
Contact: Jack Bauer 612-296-2621
Bid due date at 4:30pm: May 11
Agency: Willmar Community College
Deliver to: Willmar
Requisition #: B 27145-07773

Commodity: A H K M—Copiers
Contact: Jack Bauer 612-296-2621
Bid due date at 2pm: May 11
Agency: Teachers Retirement Association
Deliver to: St. Paul
Requisition #: B 69000-20058

State Contracts and Advertised Bids

Commodity: B F—Infocus LCD panel
Contact: Bernadette Vogel 612-296-3778
Bid due date at 4:30pm: May 7
Agency: Willmar Community College
Deliver to: Willmar
Requisition #: B 27145-07770

Commodity: B E—PVC handhole w/ frame
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 7
Agency: Minnesota Department of Transportation
Deliver to: Fort Snelling
Requisition #: B 79000-23198-1

Commodity: B F—Radio broadcast supplies
Contact: Joan Breisler 612-296-9071
Bid due date at 4:30pm: May 11
Agency: St. Cloud State University
Deliver to: St. Cloud
Requisition #: B 26073-23624

Commodity: B F L—Oracle support renewal
Contact: Joan Breisler 612-296-9071
Bid due date at 4:30pm: May 6
Agency: Minnesota Department of Transportation
Deliver to: Maplewood
Requisition #: B 79000-23361

Commodity: B F—Virco chairs
Contact: Jack Bauer 612-296-2621
Bid due date at 4:30pm: May 11
Agency: Building Construction Division
Deliver to: Willmar
Requisition #: B 02310-25506

Commodity: B E—Fireworks
Contact: Jack Bauer 612-296-2621
Bid due date at 4:30pm: May 11
Agency: I R R & R B
Deliver to: Chisholm
Requisition #: B 43000-70000

Commodity: A H K M—Offset equipment
Contact: Jack Bauer 612-296-2621
Bid due date at 2pm: May 11
Agency: Minnesota Correctional Facility
Deliver to: Red Wing
Requisition #: B 78760-03105

Commodity: B F M—Fencing
Contact: Jack Bauer 612-296-2621
Bid due date at 4:30pm: May 11
Agency: Minnesota Department of Transportation
Deliver to: Various places
Requisition #: B 79000-23374

Commodity: B F—Sand and salt spreader
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 4:30pm: May 11
Agency: Department of Natural Resources—Regional Headquarters
Deliver to: Grand Rapids
Requisition #: B 29002-22077

Commodity: B F—Pickup topper
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 4:30pm: May 7
Agency: Department of Natural Resources—Southern Service Center
Deliver to: Rochester
Requisition #: B 29000-58426

Commodity: B F—All terrain vehicle
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 4:30pm: May 11
Agency: Department of Natural Resources—Regional Headquarters
Deliver to: Grand Rapids
Requisition #: B 29002-22085

Commodity: B G—Medical equipment service contract
Contact: Teresa Manzella 612-296-7556
Bid due date at 4:30pm: May 8
Agency: Fergus Falls Regional Treatment Center
Deliver to: Fergus Falls
Requisition #: B 55101-02181

Commodity: B F L—Serofuges
Contact: Bernadette Vogel 612-296-3778
Bid due date at 4:30pm: May 8
Agency: North Hennepin Community College
Deliver to: Brooklyn Park
Requisition #: B 27153-10401

Commodity: B F—Farallon connectors
Contact: Bernadette Vogel 612-296-3778
Bid due date at 4:30pm: May 8
Agency: Department of Revenue
Deliver to: St. Paul
Requisition #: B 67120-43637

Commodity: A H L—Intergraph server
Contact: Bernadette Vogel 612-296-3778
Bid due date at 2pm: May 11
Agency: Minnesota Department of Transportation
Deliver to: St. Paul
Requisition #: B 79000-23362

Commodity: A H L—Intergraph server
Contact: Bernadette Vogel 612-296-3778
Bid due date at 2pm: May 11
Agency: Minnesota Department of Transportation
Deliver to: St. Paul
Requisition #: B 79000-23364

Commodity: B E—Film study carrel zoomless
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: St. Cloud State University
Deliver to: St. Cloud
Requisition #: B 26073-23597

Commodity: B F—PCB/chloride analyzer
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 11
Agency: St. Cloud State University
Deliver to: St. Cloud
Requisition #: B 26073-23646

Commodity: A H—386 & 486 computers
Contact: Bernadette Vogel 612-296-3778
Bid due date at 2pm: May 11
Agency: Northland Community College
Deliver to: Thief River Falls
Requisition #: B 27149-48271

State Contracts and Advertised Bids

Commodity: B E L—Stereomicroscope
Contact: Bernadette Vogel 612-296-3778

Bid due date at 4:30pm: May 8
Agency: Department of Natural Resources—Regional Headquarters
Deliver to: Brainerd
Requisition #: B 29003-05987

Commodity: B F—Surge suppressors
Contact: Bernadette Vogel 612-296-3778

Bid due date at 4:30pm: May 8
Agency: Department of Revenue
Deliver to: St. Paul
Requisition #: B 67430-43639

Commodity: A H L—Intergraph upgrade
Contact: Bernadette Vogel 612-296-3778

Bid due date at 2pm: May 11
Agency: Minnesota Department of Transportation
Deliver to: St. Paul
Requisition #: B 79000-23363

Commodity: B F—Ceiling tile
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: Bemidji State University
Deliver to: Bemidji
Requisition #: B 26070-14704

Commodity: B F—Fluid head system
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: St. Cloud State University
Deliver to: St. Cloud
Requisition #: B 26073-23614

Commodity: B F—Slide storage and visual reference system
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 11
Agency: Rochester Community College
Deliver to: Rochester
Requisition #: B 27148-60924

Commodity: B F—LCD color video projector
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: Inver Hills Community College
Deliver to: Inver Grove Heights
Requisition #: B 27157-48779

Commodity: B F—Laserdisc player
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: Department of Natural Resources—Regional Headquarters
Deliver to: Grand Rapids
Requisition #: B 29002-22142

Commodity: A H—Video equipment
Contact: Pam Anderson 612-296-1053
Bid due date at 2pm: May 8
Agency: Minnesota Correctional Facility
Deliver to: Stillwater
Requisition #: B 78620-00445

Commodity: B G—Construction materials for storage building
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: Minnesota Department of Transportation
Deliver to: Various places
Requisition #: B 79050-27613

Commodity: B F K M—Copier
Contact: Jack Bauer 612-296-2621
Bid due date at 4:30pm: May 12
Agency: Southwest State University
Deliver to: Marshall
Requisition #: B 26175-02315

Commodity: B F—Treated lumber
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: Department of Natural Resources—Bear Head Lake State Park
Deliver to: Ely
Requisition #: B 29002-22080

Commodity: B G—Contractor—road work
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: Minnesota Academy for the Blind
Deliver to: Faribault
Requisition #: B 37001-20800

Commodity: B F—Door and frame (steel)
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: Minnesota Department of Transportation
Deliver to: Mankato
Requisition #: B 79000-23404

Commodity: B E—Treated posts
Contact: Pam Anderson 612-296-1053
Bid due date at 4:30pm: May 8
Agency: Minnesota Department of Transportation
Deliver to: St. Cloud
Requisition #: B 79350-01197

Commodity: A H K M—Screen print/curing—rebid
Contact: Jack Bauer 612-296-2621
Bid due date at 2pm: May 8
Agency: Minnesota Correctional Facility
Deliver to: Lino Lakes
Requisition #: B 78550-08478-2

Department of Administration: Print Communications Division

Printing vendors for the following printing contracts must review contract specifications in printing buyers office at 117 University Avenue, Room 134-B, St. Paul, MN.

Printing vendors NOTE: Other printing contracts can be found in the Materials Management Division listing above, and in the Professional, Technical & Consulting Contracts section immediately following this section.

Commodity: Miscellaneous forms, negs available, 8M, one-sided, stub, carbon interleave perforating

Contact: Printing Buyer's Office

Bids are due: May 6

Agency: Human Services

Deliver to: St. Paul

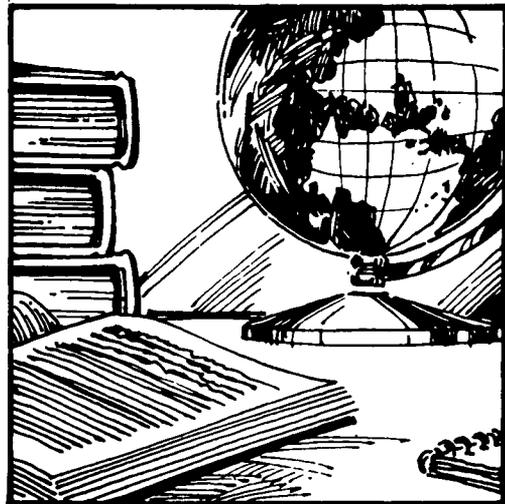
Requisition #: 22749

Get Smart with these Education Resources

Board of Teaching-Licensure Rules 1990. Minnesota Rules Chapter 8700. Requirements for the issuance and renewal of all licenses, from vo-tech and hearing impaired to librarians and media generalists. Includes the Code of Ethics for Minnesota Teachers, and standards for teachers prepared in other states. Code #3-74. \$14.95 plus tax.

Education Directory 1991-92. All the elementary and secondary schools in the state. Includes Minnesota school districts, superintendents, boards, principals, district addresses, phone numbers and enrollment figures. Code #1-93. \$9.95 plus tax.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. *Prices are subject to change.* FAX: (612) 296-2265.



Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

<p>TO ORDER: Complete attached order blank. Include either your Discover/American Express/VISA/MasterCard number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your credit card. Please include a phone number where you can be reached during the day in case we have questions about your order. Please include 6½% sales tax and \$2.00 postage and handling. Ask for our catalogs for <i>Publications, Outdoors, or Mailing Lists.</i></p> <p>PREPAYMENT REQUIRED</p> <p>NOTE: <i>State Register</i> and other subscriptions do not require sales tax or postage and handling fees. Prices subject to change without notice. Please allow 4-6 weeks for delivery. In a hurry? Stop by our Bookstore. Bookstore Hours 8:00-4:30 M-F</p> <p><i>Send your order to:</i> Minnesota's Bookstore 117 University Ave., St. Paul, MN 55155 Metro area 612-297-3000 (FAX: 296-2265) In Minnesota, toll free 1-800-657-3757</p>	Code No.	Quantity	Description			Item Price	Total	
	Name or Company						Subtotal	
	Attention						Plus 6½% tax MN Residents Only	
	Address							
	City		State		Zip		Handling (per order)	\$2.00
	American Express/VISA/MasterCard/Discover No.						TOTAL	
Signature				Expiration Date		Telephone (During Day)		

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Good Business Decisions are Made with Good Information

Minnesota Manufacturer's Directory. More than 7,000 entries that include name, address, phone number, staff size, sales volume, market area, year of establishment, type of firm, C.E.O., Sales or Marketing Manager, Purchasing Manager and four major manufactured products. Code #40-2, \$90.00 plus tax.

Business and NonProfit Corporation Act 1989. A handy reference that contains all the state laws governing the establishment and conduct of corporations in Minnesota. Includes *Minnesota Statutes* Chapters 308A, 302A and 317A. Code #2-87. \$19.95 plus tax.

Minnesota Guidebook to State Agency Services 1992-95. Packed with information to help you cut through red tape for easy and fast dealing with state agencies, this treasure of information opens state government to you. Its 640 pages describe agencies, how they work, listing contacts, addresses, phones, and license requirements, grants, forms, reports, maps, publications and much more. Gives historical, statistical and important data useful in hundreds of ways. Code #1-11. \$16.90 plus tax. FAX: (612) 296-2265.



Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Resolve Bargaining Disputes and Grievances

Public Employment Labor Relations Act 1989. The collective bargaining rights and responsibilities of public employers and public employees. Details employees' right to organize and the legislature's authority. Code #2-90, \$6.00 plus tax.

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